



香港中文大學
The Chinese University of Hong Kong

Centre for Financial Regulation and Economic Development

金融規管與經濟發展研究中心



FACULTY OF LAW

A CFRED Workshop:

THE TRANS PACIFIC PARTNERSHIP AGREEMENT: IMPACT AND IMPLICATIONS

4 January 2013, Friday

The CUHK Faculty of Law Graduate Law Centre, 2/F Bank of America Tower, 12 Harcourt Road, Central, Hong Kong

The Trans-Pacific Partnership Agreement (TPP) is a free trade agreement that aims to further liberalise the economies of the Asia-Pacific region, yet it does not include all pacific-rim countries. In fact, some feel China and others have been deliberately excluded from the negotiations. The TPP has also been criticized for its secrecy and potentially deep regulatory impact. This four-session workshop will focus on the history and evolution of the TPP, the interplay between the TPP and other plurilateral and regional trade agreements, an assessment on the content of the TPP and wrap up with a roundtable discussion on the implications of the TPP on non-parties to the agreement. Please join us on Jan 4 to hear panels of prominent legal, economic and political scientists scholars and officials discuss and debate the TPP.

Prominent speakers include: (by order of appearance)

Prof. Bryan Mercurio, CFRED, Chinese University of Hong Kong

H.E. Paul Tighe, Consul-General of Australia

Prof. Henry Gao, Singapore Management University & Shanghai Institute of Foreign Trade

Dr. Wang Jiangyu, National University of Singapore

Mr. Anthony Nightingale, CMG, SBS, JP

Prof. Takanori Kitamura, Hong Kong Institute of Asia Pacific Studies, Chinese University of Hong Kong

Dr. Kui-Wai Li, City University of Hong Kong

Dr. Zhang Baohui, Director, Centre for Asia Pacific Studies, Lingnan University

Mr. Andrew Nissen, Consulate of the USA

Prof. Irene Calboli, Marquette University/National University of Singapore

Ms. Jane Drake-Brockman, Faculty of Business, Chinese University of Hong Kong

Mr. Michael Mudd, Open Computing Alliance

Mr. Mark Lanning, Consul, Economic Affairs, U.S. Consulate General, Hong Kong

Prof. Peter K. Yu, Drake University

Dr. Stephen R. Nagy, Chinese University of Hong Kong

Prof. David Donald, CFRED, Chinese University of Hong Kong

Dr. Glenn Shive, Hong Kong-America Center

Admission fee: HK\$300 including catered lunch and refreshments.

Payment Method: Please send a cheque or bank draft for HK\$300 payable to "The Chinese University of Hong Kong", to Faculty of Law, 6/F, Lee Shau Kee Building, The Chinese University of Hong Kong, Shatin, N.T., Hong Kong [Attention: Ms. Karrie LI].

For any enquiry, please contact Ms. Li at (852)3943 1110.

Please register your interest [here](http://nems.law.cuhk.edu.hk/online-registration/?event_id=323) (http://nems.law.cuhk.edu.hk/online-registration/?event_id=323), by 31 December 2012.

Please click [here](#) for workshop programme.

About the Speakers *(by order of appearance)*



Prof. Bryan Mercurio, *CFRED, Chinese University of Hong Kong*

Bryan Mercurio is Professor of Law and Associate Dean (Research) at the Chinese University of Hong Kong (CUHK). Prior to joining CUHK, Professor Mercurio was a Senior Lecturer at the University of New South Wales (UNSW) and Director of the International Trade and Development Project at the Gilbert + Tobin Centre for Public Law. Prior to academia, Professor Mercurio worked in trade policy for the Canadian Department of Foreign Affairs and International Trade (DFAIT) and practiced international trade, intellectual property and commercial law in the United States and Australia. Professor Mercurio has advised law firms, international organizations, NGOs, and several governments on wide range of matters. Professor Mercurio is currently a Visiting Professorial Fellow at the UNSW Faculty of Law, Senior Fellow of the Tim Fischer Centre for Global Trade & Finance, Member of the Founding Committee/Executive Board of the Society of International Economic Law (SIEL), founding member of the SIEL Intellectual Property Law Network, founding member of the Asian International Economic Law Network and Member of the Asian WTO Research Network.



H.E. Paul Tighe, *Consul-General of Australia*

H.E. Paul Tighe is Australia's Consul-General to Hong Kong and Macau, a position he has held since October 2011.

Mr Tighe, is a senior career diplomat with postings as Ambassador to Greece (2005-2008), and as Deputy Head of Mission in Bangkok and Permanent Representative to the United Nations Economic and Social Commission for Asia and the Pacific (1998-2001). He has also served overseas as Counsellor in the Australian Delegation to the Organisation for Economic Co-operation and Development (OECD), Paris from 1991 to 1995.

Prior to his appointment in Hong Kong, Mr Tighe was First Assistant Secretary of the Trade and Economic Policy Division of the Australian Department of Foreign Affairs and Trade. He has held a range of other Canberra-based positions including; First Assistant Secretary, Diplomatic Security, Information Management and Services Division; Assistant Secretary, Agriculture and Resources Branch; and Director, International Economic Analysis Section.

Before joining the Department of Foreign Affairs and Trade, Mr Tighe worked in the Australian Treasury; the Secretariat of the Organisation for Economic Co-operation and Development in Paris; and the Industries Assistance Commission.

Educated at the University of New South Wales, Mr Tighe holds a Bachelor of Science degree with first class honours.



Prof. Henry Gao, *Singapore Management University & Shanghai Institute of Foreign Trade*

Prof. Henry Gao is Associate Professor of law at Singapore Management University and Dongfang Scholar Chair Professor at Shanghai Institute of Foreign Trade. With law degrees from three continents, he started his career as the first Chinese lawyer at the WTO Secretariat. Before moving to Singapore in late 2007, he taught law at University of Hong Kong, where he was also the Deputy Director of the East Asian International Economic Law and Policy Program. He has taught at the IELPO program in Barcelona and the Academy of International Trade Law in Macau, and was the Academic Coordinator to the first Asia-Pacific Regional Trade Policy Course officially sponsored by the WTO. Widely published on issues relating to China and WTO, Prof. Gao's research has been featured in CNN, BBC, CNBC, The Economist, Wall Street Journal, Washington Post and Financial Times. He has advised many national governments as well as the WTO, World Bank, Asian Development Bank, IADB, APEC and ASEAN on trade issues. He sits on the Advisory Board of the WTO Chairs Program, which was established by the WTO Secretariat in 2009 to promote research and teaching on WTO issues in leading universities around the world.



Dr. Wang Jiangyu, *National University of Singapore*

Dr. Wang Jiangyu (SJD & LLM, University of Pennsylvania; MJur, Oxford; LLM, Peking University; LLB, China University of Political Science and Law) is an Associate Professor at the Faculty of Law of the National University of Singapore and the Deputy Director of the Centre for Asian Legal Studies. He was on secondment as an Associate Professor at the Faculty of Law of The Chinese University of Hong Kong from August 2006 to July 2009. His teaching and research interests include international economic law, corporate and securities law, law and development, and Chinese legal system. He practiced law in the Legal Department of Bank of China and Chinese and American law firms. He served as a member of the Chinese delegation at the annual conference of the United Nations Commission on International Trade Law Conference in 1999. He is a member of the Chinese Bar Association and the New York Bar Association. He is also an Executive Member on the Governing Council of the WTO Institute of the China Law Society, a Senior Fellow at the Law and Development Institute (LDI), and a fellow of the Asian Institute of International Financial Law (Hong Kong). He has also been invited expert/speaker for the WTO, International Trade Centre (UNCTAD/WTO) and United Nations Economic and Social Commission for Asia and the Pacific (UNESCAP). He recently received the 2007 Young Researcher Award of The Chinese University of Hong Kong in recognition of his accomplishment in research from 2006-2007. Dr. Wang has published extensively in Chinese and international journals and newspapers on a variety of law and politics related topics. He is a regular contributor to leading newspapers and magazines in Singapore, Hong Kong, and Mainland China.



Mr. Anthony Nightingale, CMG, SBS, JP

Mr Nightingale was Managing Director of the Jardine Matheson Group from 2006 to March 2012, having joined the Board of Jardine Matheson Holdings in 1994. He held a number of senior positions since first joining the Group in 1969 until his retirement from executive office in March 2012. As well as being a non-executive director of Jardine Matheson Holdings, he is a director of Dairy Farm, Hongkong Land, Jardine Cycle & Carriage, Jardine Strategic and Mandarin Oriental and a commissioner of Astra International. He is a Senior Adviser to Academic Partnerships International (API).

Mr Nightingale is also a member of the Committee on Strategic Enhancement of Hong Kong as an International Financial Centre, a vice president of The Real Estate Developers Association of Hong Kong, a council member of the Employers' Federation of Hong Kong, a Hong Kong representative to the APEC Business Advisory Council, where is he is chairman of the Action Plan and Advisory Committee, a member of the UK ASEAN Business Council Advisory Panel and an Honorary Professor of the School of Business of the Hong Kong Baptist University. He is also chairman of The Sailors Home and Missions to Seamen in Hong Kong and the Patron of the Hong Kong Tennis Foundation. He is a past Chairman of the Hong Kong General Chamber of Commerce.



Prof. Takanori Kitamura, *Hong Kong Institute of Asia Pacific Studies, Chinese University of Hong Kong*

Professor Takanori Kitamura joins the Chinese University after an illustrious career in the Japanese Foreign Ministry. In 2006-2010, he served as the Japanese Ambassador to Greece, and in 2004-2006, he was the Consul-General of Japan in Hong Kong. Prior to his posting in Hong Kong, Mr. Kitamura served in a variety of high profile positions including Managing Director of Planning and Evaluation at the Japan International Cooperation Agency (JICA), Senior Research Fellow at the Japan Institute of International Affairs, and Deputy Chief of Protocol at the Foreign Ministry. He has served at Japan's embassies in China, the Philippines, as well as at the Japan's representatives of the United Nations.

Professor Kitamura joined the Chinese University in 2010 as a faculty member in the Hong Kong Institute of Asia Pacific Studies, and as Professor of Japanese Studies. He has been actively involved in Department of Japanese Studies' activities and development, and in promoting major international exchange events at the Chinese University. Professor Kitamura teaches the JAS course, Japan in East Asian Politics: Visions of Regional Integration.



Dr. Kui-Wai Li, *City University of Hong Kong*

Dr. Kui-Wai Li lectures on the Asia Pacific economies, including the China economy and specializes in the areas of financial and economic development, industry and trade, political economy and globalization. His research focuses on China, Asian economies including Hong Kong, financial crisis and globalization. He has published a number of referee articles and has contributed chapters to edited books. He is the author of "Economic Freedom: Lessons of Hong Kong" (World Scientific, 2012), "The Hong Kong Economy: From Recovery to Restructure" (McGraw Hill Educational, 2006), "Capitalist Development and Economism in East Asia: the Rise of Hong Kong, Singapore, Taiwan and South Korea" (Routledge, 2002), "Financial Repression and Economic Reform in China" (Praeger, 1994), and edited "Financing China Trade and Investment" (Praeger, 1997). Dr. Li has worked as a consultant to international institutions, foreign governments and business, and has regularly been interviewed by local and foreign press, radio and television on Hong Kong, Mainland China and foreign issues. He served as the Visiting Fellow at the Economic Growth Center, Yale University, and attended an executive program at Harvard University in 2000 and 2001, respectively. During his sabbatical months in 2010-2011, he taught a course in the Department of Political Economy, University of Geneva, and Faculty of Economics, Vilnius University in Lithuania, and visited the Munk School of Global Affairs, University of Toronto, and the Center for International Research on the Japanese Economy, University of Tokyo. Dr. Li has received in June 2011 the Best Paper Award in the Global Economics, Finance and Management Conference organized by the World Academy of Social Sciences, Australia, and secured a research funding from the Swiss Network for International Studies during his visit to University of Geneva.



Dr. Zhang Baohui, *Centre for Asia Pacific Studies, Lingnan University*

Dr. Zhang Baohui received his undergraduate education in China and his Ph.D. in political science from the University of Texas in Austin. Before joining the faculty of Lingnan, he taught for ten years in the United States. His research interests include Chinese politics, international relations of East Asia, and democratization. His current research focuses on the evolvement of China's grand strategy and rising prospects of instability in East Asian international relations.



Mr. Andrew Nissen, *Consulate of the USA*

Andrew Nissen is the chief of the Economic Unit of the U.S. Consulate General, HKSAR. He is responsible for coordinating the Consulate's analysis of economic issues affecting the Hong Kong SAR and support of U.S. trade and investment policy priorities. Mr. Nissen has been a member of the Foreign Service of the U.S. Department of State since 1999. He has previously served as a consular officer in India, and as an economic officer in Indonesia and Taiwan. He has also served as a desk officer for Indonesian and Philippine affairs in Washington, D.C. Mr. Nissen holds an undergraduate degree in international relations from Georgetown University and an M.A. in international economic development from the American University in Washington, D.C. Prior to joining the Foreign Service, he worked in the private sector as a consultant on international development and environmental protection projects. He speaks Mandarin Chinese, Indonesian and Spanish.



Dr. Irene Calboli, *Marquette University/National University of Singapore*

Dr. Irene Calboli is currently a Visiting Professor at the Faculty of Law of the National University of Singapore where she teaches subjects related to Intellectual Property, International Trade, and European Union Law. She is also a Professor of Law and the Faculty Director of the Intellectual Property and Technology Program at Marquette University Law School in the United States. In 2011, she was the CIPLIT Visiting Professor of Law at DePaul University College of Law. Before moving to the United States, Dr. Calboli was a Senior Research Fellow at Bologna University and she held visiting research positions at the King's College London, the University of California at Berkeley, the Max-Planck-Institute for Intellectual Property Law in Munich, and the University Complutense in Madrid. Dr. Calboli has extensively published in the area of Intellectual Property Law both in English and in Italian. Her publications in English include numerous book chapters in leading volumes and treaties, and articles in journals such as the *International Review for Intellectual Property and Competition Law*, the *University of Illinois Law Review*, the *American University Law Review*, and the *Florida Law Review*. She is also currently editing a book on “Trademark Protection and Territoriality Challenges in a Global Economy” (Edward Elgar). Dr. Calboli is an active member of the Academic Committee of the International Trademark Association (INTA), the International Association for the Advancement of Teaching and Research in Intellectual Property (ATRIP), and the Association Littéraire et Artistique Internationale USA (ALAI-USA). She holds an LL.B., summa cum laude, and a Doctorate of Research degree in Intellectual Property and Antitrust Law from the University of Bologna, an LL.M. from the London School of Economics and Political Science, and a Diploma degree in Trademarks Law from the Queen Mary & Westfield College London. She was also an intern in the Cabinet of Chief Justice Mancini at the European Court of Justice.



Ms. Jane Drake-Brockman, *Faculty of Business, Chinese University of Hong Kong*

Jane Drake-Brockman is an internationally recognised trade and investment policy expert with a unique mix of policy, business advocacy and academic background. She is the Founder of the Australian Services Roundtable, the peak services industry coalition in Australia, a member of the Executive Committee of the Hong Kong Coalition of Services Industries, Convenor of the Pacific Economic Cooperation Council's Taskforce on Services and Co-Convenor of the Global Services Network. Ms Drake-Brockman has considerable public policy experience, as a former Australian diplomat and trade negotiator, and having worked with both the OECD Secretariat in Paris and the Commonwealth Secretariat in London. She has a strong academic publications record and is regularly invited to speak on services trade issues at international and regional fora including APEC. She teaches in the Business School at the Chinese University of Hong Kong and has been appointed senior Services Adviser to the International Trade Centre in Geneva.



Mr. Michael Mudd, *Open Computing Alliance*

Mike Mudd is the Chief Representative of the Open Computing Alliance (www.opencomputingalliance.org) in the Asia – Pacific region, an industry supported group dedicated to opening trade channels for IT and advancing new computing models such as Cloud computing. He is a member of the policy committee and Cloud computing SIG of the Hong Kong Computer Society and is a founder member of the Cloud Security Alliance. He is also and the managing partner of Asia Policy Partners LLC (APP,) a consulting firm for technology trade strategy and policy which he founded in 2009.

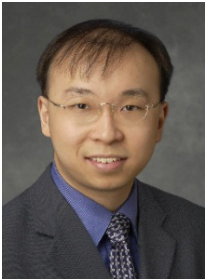
Mike is an appointed expert to JTC-1 of the ISO in Geneva working on several standards sub groups. He is also an active member of a number of regional business chambers and association including chairman of the IT, IPR and Telecom Committee, at Amcham Hanoi a position he has held since 2007. He also participates in working group meetings on Telecoms, Via APECTel and Trade through the SMEWG of APEC.

Prior to this he spent six years as Director of Public Policy, Asia - Pacific for a global IT business association, CompTIA, opening the A-P office in Hong Kong in late 2003. He has held a senior commercial position with Riverbed Technology of California and was a Senior Manager with Standard Chartered Bank PLC, in the wholesale banks e-commerce group for Asia and the COO of the ecommerce division of Noble Group.



Mr. Mark Lanning, *Consul, Economic Affairs, U.S. Consulate General, Hong Kong*

Mark Lanning is a Consul for trade issues in the Economics Section of the U.S. Consulate General in Hong Kong. Prior to his arrival in August 2011, Mr. Lanning studied Mandarin at the Chinese Language and Area Studies School in Taipei, Taiwan. He has previously served Foreign Service assignments in Guangzhou (2006-2008) and in London (2008-2010). He is a Pickering Fellow with the State Department and as part of the fellowship program he previously interned at the U.S. Embassy in Tashkent and on the staff of former Secretary of State Colin Powell. Mr. Lanning graduated with a BA in history from Whitman College (Walla Walla, Wa) in 2002 and with a Master's in Public Affairs from Princeton University's Woodrow Wilson School in 2005.



Prof. Peter K. Yu, *Drake University*

Peter K. Yu holds the Kern Family Chair in Intellectual Property Law and is the founding director of the Intellectual Property Law Center at Drake University Law School. He has served as Wenlan Scholar Chair Professor at Zhongnan University of Economics and Law in Wuhan, China and a visiting professor of law at Washington & Lee University, the University of Haifa, the University of Hong Kong, and the University of Strasbourg. Before joining Drake University, he founded the nationally-renowned Intellectual Property & Communications Law Program at Michigan State University, at which he held faculty appointments in law, communication arts and sciences, and Asian studies.

Born and raised in Hong Kong, Professor Yu is a leading expert in international intellectual property and communications law. He also writes and lectures extensively on international trade, international and comparative law, and the transition of the legal systems in China and Hong Kong. A prolific scholar and an award-winning teacher, he is the author or editor of five books and more than 100 law review articles and book chapters. He serves as the general editor of *The WIPO Journal* and the editor of two book series.

Professor Yu has spoken at events organized by the World Intellectual Property Organization, the International Telecommunication Union, the U.N. Conference on Trade and Development (UNCTAD), the U.N. Educational, Scientific and Cultural Organization (UNESCO), the Chinese, U.S. and EU governments and at leading research institutions from around the world. His lectures and presentations have spanned more than 25 countries on all continents except Antarctica. He is a frequent commentator in the national and international media. His publications have appeared in Chinese and English and been translated into Arabic, French, Japanese, Persian, Portuguese, Spanish and Vietnamese. They are available on his website at www.peteryu.com.



Dr. Stephen R. Nagy, *Chinese University of Hong Kong*

Dr. Stephen R. Nagy has been an Assistant Professor at the Department of Japanese Studies since December 2009. He obtained his PhD from Waseda University, Japan in International Studies/ Relations in December 2008 for his dissertation entitled "Analysis of the Multicultural Coexistence Ideas and the Practices of Local Governments in the Tokyo Metropolis" and worked as a Research Associate at the Institute of Asia Pacific Studies at Waseda University from October 2007 to November 2009.

His current funded research projects are "Human Security Paradigm in Japan: Exploring the Challenges and Possibilities of International Cooperation in Northeast Asia", "Investigating the Role of Local Governments Immigration and Migrant Policies in Hong Kong and Tokyo" and "Non-traditional security Cooperation in Northeast Asia." His research interests include international relations of Northeast Asia, Sino-Japanese relations, Asian regional integration and regionalism in Asia, non-traditional security, human security and migration related issues. In conjunction with his research focus on Asian regional integration, in March 2010 he was appointed a Senior Fellow with the Global Institute of Asian Regional Integration (GIARI), Waseda University. He is also a member of the Hong Kong Institute of Asia Pacific Studies' International Affairs Research Centre (IARC) at the Chinese University of Hong Kong.

Dr. Nagy also has a research interests in the historical, cultural and practical development of Japanese Budo.



Prof. David Donald, *CFRED, Chinese University of Hong Kong*

David Donald joined the Faculty of Law at The Chinese University of Hong Kong in 2008 after five years at the Institute for Law and Finance of the Goethe University in Frankfurt, Germany. He is the executive director of the CUHK Law Faculty's [Centre for Financial Regulation and Economic Development](#), which was established in 2010 to undertake and facilitate research in all areas of law, regulation and policy affecting commercial and financial dealings. David worked as a commercial lawyer for a decade in Frankfurt, Germany, Milan and Rome, Italy, and Washington DC, USA. His publications include *The Hong Kong Stock and Futures Exchanges – Law and Microstructure* (Thomson, Sweet & Maxwell 2012) and (with Andreas Cahn) *Comparative Company Law* (Cambridge University Press 2010). He is currently participating with scholars from a number of other universities on a Research Grants Council project, “Enhancing the Future of Hong Kong as a Leading International Financial Centre.” David’s areas of interest range from company and capital markets laws to the historical evolution of legal and normative systems.



Dr. Glenn Shive, *Hong Kong-America Centre*

Glenn Shive has been Director of the Hong Kong - America Center (HKAC) since 2000. The Center is a non-profit consortium of universities in Hong Kong that promotes educational exchanges between Hong Kong and the United States, and between China and the United States over the bridge of Hong Kong. Shive was a Fulbright scholar at the Chinese University of Hong Kong in 1998-99 and also served as Director of the Hong Kong office of the Institute of International Education (IIE) from 1988-91.

Shive received his Ph.D. in Chinese history in 1979 from Temple University in Philadelphia, his home town. Earlier he had studied in the Kantonschule of St Gallen Switzerland, Oxford University in the UK, the Free University in Berlin, and Taiwan Normal University in Taipei. He also did post-doctoral research at the John King Fairbank Center at Harvard University.

In addition to Hong Kong, Shive has taught at universities and administered exchange programs in “greater China,” including Shanghai, Guangzhou, Taipei and Kaohsiung. In America, Shive was assistant dean at the East West Center in Honolulu, Scholar in Residence with the Fulbright Program at the U.S. State Department in Washington DC, Policy Research Coordinator for the NETWORK, Inc. in Andover MA, the CEO of the Council of International Programs (CIP) in Washington DC, and the Director of the Board of Governors Program in Chicago Illinois.

Shive’s most recent book is *Open and Distance Education in Asia Pacific Region* published in 2001 by the Open University Press of Hong Kong. Shive has written, spoken and organized conferences and workshops on education, human resources, economic development, culture and technology in Asia and the United States. He has produced and narrated documentary films in and about China.

