

Candidature à l'élection de nouveaux membres de l'AIDC Application for the election of new members of the AIDC

Ce formulaire peut être rempli en français ou en anglais
This form can be filled in English or French

Qui propose ce candidat ? / Who proposes this candidate?

Remplir la partie 1 ou la partie 2 / Fill part 1 or part 2

PARTIE 1 / PART I: Si proposé par un membre / If proposed by a member

Nom du membre / Name of the member:

Zhu Guobin

Statut du membre / Status of the member (indicate with an "X"):

Membre associé / Associate member

Membre titulaire / Titular member

Adresse électronique professionnelle du membre / professional email address :

lwzhugb@cityu.edu.hk

PART II : Si proposé par un comité national / If proposed by a national committee

Pays ou juridiction du comité national / Country or jurisdiction of the national committee

Nom d'une personne à contacter au comité national à propos de cette nomination / Name of a contact person to contact regarding this nomination

Adresse électronique de cette personne / Email address of that person

Le membre ou le comité qui propose un nouveau candidat doit joindre une lettre d'appui signée.

The member or committee who proposes a new candidate must attach written statement of support of membership with signature.

Le candidat ou la candidate / The candidate

Adhésion demandée (ajoutez un « X ») / Membership applied for (add an 'X')

X Membre associé / Associate member

Membre titulaire / Titular member

Notez : Un poste de membre titulaire sera de préférence attribué à un membre associé, mais exceptionnellement un collègue senior qui jouit d'une excellente réputation pourrait être élu(e). Mais il est normalement préférable que le candidat au poste de membre titulaire soit déjà membre associé.

Note: A position of titular member will preferably be awarded to an associate member, but exceptionally a senior colleague who enjoys an excellent reputation could be elected. But it is normally preferable that the candidate for the position of full member already be an associate member.

Nom du candidat ou de la candidate (souligner le nom the famille le cas échéant)
/ Name of the Candidate (underline family name if any):

CHAN CHI HIN PETER

Sexe / Gender Pays ou juridiction de résidence / Country or jurisdiction of Residence

M Hong Kong, China

Institution, faculté, université, etc. / Institution, faculty, university, etc. :

School of Law, City University of Hong Kong

Adresse électronique professionnelle / professional email address :

pchchan@cityu.edu.hk

Adresse électronique alternative (personnelle) / Alternate (personal) email address (ne sera utilisée que si votre adresse professionnelle ne répond plus / will only be used if we can no longer reach you at your professional address)

peter.cchth@gmail.com

Engagement du/ de la candidat(e) / Undertaking by the candidate

J'accepte cette nomination et si je suis élu(e), je m'engage à assumer les obligations incombant aux membres de l'Académie, y compris le paiement annuel de ma cotisation.

I accept this nomination and if elected, I undertake to fulfil the obligations incumbent upon the members of the Academy including the payment of the annual fee.

Signature:



Date:

8 August 2024

Pièces jointes / Attachments:

1. Une lettre de soutien à la candidature par le proposeur / A written statement of support of membership by the proposer, a list of publications of the candidate
2. Un curriculum vitae du candidat ou de la candidate / A curriculum vitae of the candidate
3. Une liste de ses publications / A list of publications of the candidate

Important :

Afin de faciliter la tâche du secrétariat, nous apprécierions que ce formulaire et toutes ses pièces jointes nous soient envoyés en un seul document PDF à l'adresse suivante :

votes-membres@aidc-iacl.org

Le nom du fichier PDF serait préférablement le nom du candidat ou de la candidate.

To facilitate the task of the secretariat, we would appreciate if this form and all its attachment could be sent to us in one PDF document at the following address :

votes-membres@aidc-iacl.org

The name of the PDF file would preferably be the name of the candidate.



School of Law

香港城市大學
City University of Hong Kong

A Tat Chee Avenue, Kowloon, Hong Kong
T +852 3442 8008
F +852 3442 0190
W cityu.edu.hk

Secretariat
International Academy of Comparative Law

2 September 2024, Hong Kong

Dear Colleagues,

Recommending Prof. Peter C.H. Chan for Associate Membership

I am writing to recommend Prof. Peter C.H. Chan for Associate Membership of the International Academy of Comparative Law.

Prof. Chan is currently an Associate Professor at the School of Law, City University of Hong Kong. He is a Fellow of the European Law Institute, a member of the International Association of Procedural Law and an Invited Fellow of the Maastricht European Private Law Institute. He is the Editor-in-Chief of the Contemporary Chinese Civil and Commercial Law Series, published by Springer. Prior to joining academia, Prof. Chan practiced as a litigation and financial regulatory lawyer at Allen & Overy.

I have known Prof. Chan for more than a decade. He is a remarkable colleague of mine. Prof. Chan has impressed me as a brilliant scholar with great passion and determination in the pursuit of academic excellence. His scholarship in comparative law (in particular, comparative procedural law) has been recognized internationally. He has published widely in comparative civil procedure and other aspects of comparative law in leading journals, including *Hastings Law Journal*, *Tulane Law Review*, *University of Pennsylvania Journal of International Law*, *Washington International Law Journal*, *Asian Journal of Law and Society*, *King's Law Journal*, *Hong Kong Law Journal* and *Peking University Law Journal*.

Prof. Chan regularly leads international academic projects on comparative law. He was team coordinator (Segment 6) for the Comparative Procedural Law and Justice (CPLJ), one of the largest international research projects on comparative civil procedure to date. Prof. Chan is a core member of four research centers at City University of Hong Kong: the Centre for Chinese and Comparative Law (CCCL), the Centre for Public Affairs and Law (CPAL), the Research Centre for Sustainable Hong Kong (CSHK) and the Centre for Judicial Education and Research cum Identification of Hong Kong Law (JERI).

On the public service front, Prof. Chan is an Expert People's Assessor (Hong Kong) at the Shenzhen Qianhai Cooperation Zone People's Court and a member of the Steering Committee on Rule of Law Education of the Hong Kong Department of Justice. He was a member of the Standing Committee on Legal Education and Training of Hong Kong.

Having considered Prof. Chan's scholarly contribution to the field of comparative law and other achievements, I have no hesitation in recommending him for Associate Membership of the International Academy of Comparative Law.

I enclose Prof. Chan's CV and publication list for your reference. Should you have any questions, please do not hesitate to contact me.

I look forward to hearing from you.

Yours faithfully,



Professor Guobin Zhu
Professor
School of Law
City University of Hong Kong

Titular Member, International Academy of Comparative Law

Prof. Peter Chi Hin CHAN

Email: pchchan@cityu.edu.hk

Office: School of Law, City University of Hong Kong, Tat Chee Avenue, Hong Kong

Tel: (852) 9289 6429

CURRENT POSITION

Associate Professor (with tenure), School of Law, City University of Hong Kong, 2022-

Previous Appointments

Assistant Professor, School of Law, City University of Hong Kong, 2016-2022

Teaching Fellow, School of Law, City University of Hong Kong, 2010-2016

Visiting Fellow, School of Law, City University of Hong Kong, 2009-2010

Associate, Allen & Overy (Hong Kong office), 2007-2009

Trainee Solicitor, Allen & Overy (Hong Kong office), 2004-2006

EDUCATION

PhD in Law, Maastricht University, 2016

LLM (Chinese Law), University of Hong Kong, 2007

Postgraduate Certificate in Laws (PCLL), University of Hong Kong, 2004

LLB, University of Hong Kong, 2003

PROFESSIONAL QUALIFICATIONS

Solicitor, Hong Kong, December 2006

Solicitor, England & Wales, June 2008

Accredited General Mediator (HKMAAL), September 2013

AREAS OF RESEARCH

Procedural Law (Civil, Criminal and Regulatory); Chinese Law; Law and Society;
Empirical Legal Studies; Comparative Law

EDITORIAL ACTIVITIES

Series Co-Editor, *Contemporary Chinese Civil and Commercial Law Series*, Springer

Member, Editorial Board, *Hong Kong Lawyer* (The Official Journal of the Hong Kong Law Society)

Member, International Editorial Council, *Kazan University Law Review*

Bibliography updates (Hong Kong/ China), *International Journal of Procedural Law*

AWARDS

Outstanding Research Award for Senior Faculty 2022, City University of Hong Kong, School of Law
Outstanding Research Award for Junior Faculty 2020, City University of Hong Kong, School of Law

EXTERNALLY COMPETITIVE RESEARCH PROJECTS

2024/25, **Principal Investigator**, General Research Fund (GRF), “Judicial Expansion of Criminality for Stability: State Control of Rural Resistance to Land Acquisition in China” HK \$490,000, Hong Kong Research Grant Council, Jan 2025 – December 2027 (Project No. CityU 11603024).

2023/24, **Principal Investigator**, General Research Fund (GRF), “Has the Plea Leniency Procedure Reshaped China’s Criminal Justice System? – An Empirical Enquiry”, HK \$490,000, Hong Kong Research Grant Council, Jan 2024 – December 2026 (Project No. CityU 11602523).

2022/23, **Co-Principal Investigator**, Judicial Case Study Project of the Supreme People’s Court of the People’s Republic of China, “An Empirical Study of the Tripartite International Commercial Dispute Resolution Coordination Mechanism under the Belt and Road Initiative”, RMB50,000, the Supreme People’s Court of the People’s Republic of China, 2023-2024 (with Yan Rong as Co-Principle Investigator).

2021/22, **Principal Investigator**, General Research Fund (GRF), “An Empirical Assessment of Legal Mobilization by Criminal Defence Weiquan Lawyers in China”, HK\$478,700, Hong Kong Research Grant Council, Jan 2022 – December 2024 (Project No. CityU 11604221).

2019/20, **Principal Investigator**, General Research Fund (GRF), “Protecting Employees from Unfair Dismissal in Chinese Courts: An Empirical Study on Serious Breach Dismissal Cases”, HK\$424,000, Hong Kong Research Grant Council, Jan 2020 – December 2022 (Project No. CityU 11602719).

2017/18, **Principal Investigator**, Early Career Scheme (ECS), “Gender Inequality in Chinese Courts: The Case of Married-Out Women and Their Rural Land Rights”, HK\$458,000, Hong Kong Research Grant Council, Jan 2018 – Dec 2019 (Project No. CityU 21606517).

PEER REVIEWER

EXTERNAL PEER REVIEWER for academic journal articles in leading international journals such as Law and Social Inquiry, Computer Law & Security Review, Hong Kong Law Journal, Law and History Review, Journal of Family Violence and Chinese Journal of Comparative Law.

ADMINISTRATIVE APPOINTMENTS AT SCHOOL OF LAW, CITY UNIVERSITY OF HONG KONG

Member, School Executive Committee, 2016-2017, 2022-
Member, School Research Committee, 2022-
Member, School Staffing Committee, 2023-
PCLL Programme Director, Sept 2015-Jul 2016
PCLL Associate Programme Director, Aug 2016-
Editor-in-chief, CityU School of Law Newsletter, 2014-
Member, PCLL Academic Board, Aug 2016-

VISITING APPOINTMENTS AND ACADEMIC MEMBERSHIPS

Fellow, European Law Institute
Invited Fellow, Maastricht European Private Law Institute
Member, International Association of Procedural Law
Core Member, Centre for Chinese and Comparative Law (RCCL), City University of Hong Kong
Core Member, Centre for Public Affairs and Law, City University of Hong Kong
Core Member, Research Centre for Sustainable Hong Kong (CSHK), City University of Hong Kong
Member, European China Law Studies Association
Regular Member, Asian Law and Society Association
Team Co-ordinator (Segment 6), Comparative Procedural Law and Justice (CPLJ), a project of the Max Planck Institute Luxembourg for International, European and Regulatory Procedural Law
Research guest (April-May 2015), Max Planck Institute Luxembourg for International, European and Regulatory Procedural Law
Member & Researcher, Research School Ius Commune
Regular Member, Law and Society Association
Member, Centre on Comparative Equality & Anti-Discrimination, UC Berkeley School of Law
Visiting Professor (February 2013), Law Faculty, Kazan (Volga Region) Federal University

PUBLIC SERVICE

Expert Assessor (Hong Kong), Shenzhen Qianhai Cooperation Zone People's Court, 2018-2023/ 2024-

Member, Steering Committee on Rule of Law Education, HKSAR Department of Justice, February 2023-

Member, Working Group on Coordination and Liaison of the Steering Committee on Rule of Law Education, HKSAR Department of Justice, April 2023-

Member, Standing Committee on Legal Education and Training, Sep 2015-July 2016.

Executive Committee Member, the Hong Kong SAR Basic Law Education Association, 2021-

Member, Selection Board, Sir Edward Youde Memorial Scholarships for Undergraduate and Diploma Students 2019/20, Sir Edward Youde Memorial Fund Council.

Member, Sub-Committee on English Language Proficiency of the Standing Committee on Legal Education and Training, Sep 2011-

Member, PCLL Conversion Examination Board, Sep 2015-July 2016.

Volunteer, Stand Tall, May 2009-

Examiner, Head III, Overseas Lawyers Qualification Examination, HKSAR, July 2014-

Member, Hong Kong Professionals and Senior Executive Association, 2010-

Member, Hong Kong CPPCC Youth Association, 2022-

Member, Private Law Chapter, Asian Law Schools Association, 2022-

External examiner, Department of Law and Business, Hong Kong Shue Yan University, 2020-

Panel chair, Programme Review of Bachelor of Laws (University of Macau), Hong Kong Council for Accreditation of Academic and Vocational Qualifications (HKCAAVQ), 2022

Panel chair, Programme Review of Master of Laws (University of Macau), Hong Kong Council for Accreditation of Academic and Vocational Qualifications (HKCAAVQ), 2023-

Scout Leader, 229th Hong Kong Scout Group, 2021-

Fellow, Hong Kong Mediation Council, 2024-

LANGUAGES

English, Chinese (Mandarin and Cantonese)

LIST OF PUBLICATIONS

Prof. Peter C.H. Chan

A. MONOGRAPHS

Mediation in Contemporary Chinese Civil Justice: A Proceduralist Diachronic Perspective.
Leiden & Boston: Brill Martinus Nijhoff Publishers, 328 pages. Aug 2017.

Reviewed by: Masood Ahmed (University of Leicester), in *International Journal of Procedural Law* II(01), 2021.

Reviewed by: Mohamed Paleker (University of Cape Town), in *Asia Pacific Law Review* 29(1), 215-219, 2021.

B. EDITED BOOKS

Peter C.H. Chan and C.H. (Remco) van Rhee, *Civil Case Management in the Twenty-First Century: Court Structures Still Matter.* Singapore: Springer, 2021.

C. JOURNAL ARTICLES

Peter C.H. Chan and Wu Wanqiang, "From 'Line Appraisal' to 'Case-Process Ratio': Will the New Case Quality Assessment System Facilitate the Changing Role of the Chinese Prosecutor?", *Hong Kong Law Journal*, forthcoming 2024.

"Old Wine in a New Bottle? – An Empirical Evaluation of the Judicial Reforms in China in the 2010s", *UC Law SF International Law Review* (formerly *Hastings International and Comparative Law Review*), forthcoming 2024.

"Does Black-Letter Law Matter in Labor Rights Protection in China? - A Tale of Two Cities", *Washington International Law Journal*, forthcoming 2024.

"Judicial Reform in China: What Do Judges Think?", *International Journal of Procedural Law*, forthcoming 2023.

"The Regulation of Dismissal in China: Diverging Standards of Serious Breach Dismissal and the Need for Reform", *King's Law Journal* 33(2), 208-227, 2022.

"Are Chinese Courts Pro-Labor or Pro-Employer?", *University of Pennsylvania Journal of International Law* 43(2), 281-371, 2022.

Hao Jiang and **Peter C.H. Chan**, "The Rule Against Recovery of Pure Economic Loss in China: A Misconceived Doctrine", *Tulane Law Review* 96, 261-292, 2021.

"Balancing the Duties of the Court and the Parties in Promoting Settlement: Can Mainland China and Hong Kong Borrow from the Model European Rules of Civil Procedure?", *International Journal of Procedural Law* II(01), 41-63, 2021.

Peter C.H. Chan and Huina Xiao, “A Typology of Judicial Liability for Error in Chinese Courts,” *Hong Kong Law Journal* 51(1), 309-337, 2021.

Kwai Ng and **Peter C.H. Chan**, “‘What Gets Measured Gets Done’: Metric Fixation and China’s Experiment of Quantified Judging,” *Asian Journal of Law and Society*, 1-27, 2021 (as corresponding author).

Peter C.H. Chan and Huina Xiao, “Weak Criminalization of Domestic Violence in China: Two Key Weaknesses,” *Journal of Comparative Law* 15(2), 88-111, 2020.

“Do the ‘Haves’ Come Out Ahead in Chinese Grassroots Courts? – Rural Land Disputes Between Married-Out Women and Village Collectives,” *UC Law Journal* (formerly *Hastings Law Journal*) 71(1), 1-78, 2019 (Lead Article).

“Framing the Structure of the Court System in the Perspective of Case Management,” *Peking University Law Journal* 6(1), 55-79, 2018. Also published in Peter C.H. Chan and C.H. (Remco) van Rhee eds., *Civil Case Management in the Twenty-First Century: Court Structures Still Matter*. Singapore: Springer, 2021.

Peter C.H. Chan and Viviana Ponce de León, “LA BÚSQUEDA DE LA DEMOCRACIA EN HONG KONG: ¿UN CASO DE *REALPOLITIK* O UN CONFLICTO DE DOCTRINA CONSTITUCIONAL?” [The Pursuit of Democracy in Hong Kong: A Case of Realpolitik or Conflict of Constitutional Jurisprudence?], *Estudios Constitucionales* 16(2), 403-448, 2018 (in Spanish).

Peter C.H. Chan and Ubaid Rehman, “Interim Relief: National Report for Hong Kong (China),” *Flinders Law Journal* 20(1), 125-145, 2018.

“Dispute Resolution under the Belt and Road Initiative: Constructing an Effective Mediation Regime in the Guangdong-Hong Kong-Macau Bay Area,” *Asian Dispute Review*, 125-130, July 2018.

“Civil Mediation in Imperial, Republican and Modern-day China: Historical and Cultural Norms under the Traditional Chinese Legal Order,” *The Legal History Review (Tijdschrift voor Rechtsgeschiedenis)* 85, 577-602, 2017.

“China’s Grand Mediation Strategy for Social Stability: A Study on Out-of-Court Mediation Procedures,” *Revista de Processo Comparado* 6(3), 81-111, 2017.

“A Distorted Mediation Landscape: Judicial Mediation in the Chinese Civil Courts,” *Nederlands-vlaams Tijdschrift voor Mediation en Conflictmanagement (TMD)* [Dutch-Flemish Journal for Mediation and Conflict Management] 20(3), 6-18, 2016.

“An Uphill Battle: How China’s Obsession with Social Stability is Blocking Judicial Reform,” *Judicature* 100(3), 14-23, 2016.

“OPCIONES DE MEDIACIÓN PARA RESOLVER DISPUTAS COMERCIALES EN CHINA” [Mediation Options for Resolving Commercial Disputes in China: A Guide for Foreign Enterprises], *Revista Chilena de Derecho* 41(1), 153-170, 2014 (in Spanish). Also published in *Tijdschrift voor Civiele Rechtspleging* 2, 49-56, 2012 (in English).

“The Enigma of Civil Justice in Imperial China: A Legal Historical Enquiry,” *Maastricht Journal of European and Comparative Law* 19(2), 317-337, 2012.

“Reforming the Rules for Service of Originating Process in Hong Kong: A Quest for Procedural Certainty, Predictability and Efficacy,” *Herald of Civil Procedure* 1, 224-244, 2012 (in Russian).

“Three Years of Civil Justice Reform: Constructing a Cost-Effective and Efficient Civil Procedure in Hong Kong,” *Acta Universitatis Lucian Blaga* 2, 181-202, 2011.

D. BOOK CHAPTERS

Feng Lin, David Holloway, Linda Chelan Li, **Peter C.H. Chan**, Man Tak Kwok, Jennifer Sin Yu Hung, and Kin On Li, “Hong Kong as Belt-Road Dispute Resolution Hub,” in Linda Chelan Li, Phyllis Lai Lan Mo and Iris Chui Ping Kam eds., *Hong Kong Professional Services and the Belt-Road Initiative: Challenges for Co-evolving Sustainability*, Routledge, 2021 forthcoming.

Peter C.H. Chan and C.H. (Remco) van Rhee, “Introduction,” in Peter C.H. Chan and C.H. (Remco) van Rhee eds., *Civil Case Management in the Twenty-First Century: Court Structures Still Matter*. Singapore: Springer, 2021.

Peter C.H. Chan and Ubaid Rehman, “Curbing Adversarial Excesses: An Evaluation of the Expert Evidence Regime in Hong Kong After the Civil Justice Reform (with a Focused Study on Personal Injury Litigation),” in C.H. van Rhee & Alan Uzelac eds., *Evidence in Contemporary Civil Procedure: Fundamental Issues in a Comparative Perspective*, Antwerp: Intersentia, 193-222, 2015.

“Civil Appeals and Other Means of Recourse Against Judgments in China: A Critical Review of the Procedural Issues,” in C.H. van Rhee & Alan Uzelac eds., *Nobody’s Perfect: Comparative Essays on Appeals and other Means of Recourse against Judicial Decisions in Civil Matters*, Antwerp: Intersentia, 161-210, 2014.

Peter C.H. Chan and David Chan, “Civil Justice with Multiple Objectives: The Unique Path of Hong Kong’s Civil Justice Reform,” in Alan Uzelac ed., *Goals of Civil Justice and Civil Procedure in Contemporary Judicial Systems*, Dordrecht, Heidelberg, London, New York: Springer, 143-165, 2014.

“Efficiency and Truth in Civil Fact-finding: The Evolving Role of the Judge in Mainland China and Hong Kong and the Effect of the Policy Preference for Court Mediation on Fact-finding in the People’s Courts,” in C.H. van Rhee & Alan Uzelac eds., *Truth and Efficiency in Civil Litigation: Fundamental Aspects of Fact-finding and Evidence-taking in a Comparative Context*, Antwerp: Intersentia, p. 231-260, 2012.

Peter C.H. Chan, David Chan and Lei Chen, “China: Hong Kong. Selective Adoption of the English Woolf Reforms,” in C.H. van Rhee and Yulin Fu eds., *Civil Litigation in China and Europe: Essays on the Role of the Judge and the Parties*, Dordrecht, Heidelberg, London, New York: Springer, 71-125, 2012.

E. PROFESSIONAL ARTICLES/ COMMISSIONED REPORTS

Zvonimir Jelinić and **Peter C.H. Chan**, “Resolving Commercial Disputes with an International Element – Solutions from the People’s Republic of China and the Republic of Croatia with Special emphasis on court mediation proceedings,” *Croatian Arbitration Yearbook* 19, 209-238, 2012.

“Legal Representation for Arrestees at a Police Station: An Overview of the Legal Aid Schemes in Five Jurisdictions,” commissioned by the Interest Group on Scope of Legal Aid, Legal Aid Services Council, Hong Kong, 2011.

F. BOOK REVIEWS

Review of *Hong Kong Administrative Law* (by Swati Jhaveri, Michael Ramsden and Anne Scully-Hill) (Hong Kong: LexisNexis, 2010), *City University of Hong Kong Law Review* 2(1), 210-212, 2010.

Review of *Mediation: Principles and Regulation in Comparative Perspective* (edited by Klaus J. Hopt and Felix Steffek) (Oxford, Oxford University Press, 2013), lx +1347 pp., ISBN 9780199653485, *European Business Organization Law Review* 14(4), 613-618, 2013.

Review of *Towards a Chinese Civil Code: Comparative and Historical Perspectives* (edited by Lei Chen and C.H. (Remco) van Rhee) (Leiden: Martinus Nijhoff Publishers, 2012) pp. xiii + 562, ISBN 978-9-004-20487-4, *Comparative Legal History* 2(1), 128-133, 2014.

G. OTHER OUTPUTS

“Demand for a contested election is loud and clear,” *South China Morning Post* (Op-ed), 26 September 2011.