



# School of Law Newsletter



School of Law, City University of Hong Kong

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## Message from the Dean

The year 2009 has been a fruitful and challenging year for our Law School. It is a year we introduced many new initiatives and achieved major breakthroughs on many fronts—a watershed year.

It is perhaps a year best be remembered as the year of outstanding student achievements. Our students performed brilliantly in multiple international mooted competitions and our ever-improving students were welcomed by Oxford and Cambridge for further legal education. Last but not least, students edited and brought out a new law journal: *City University of Hong Kong Law Review*.

It is a year when we received the first batch of Chinese judges and senior judges to study at CityU for the LLM Programme and Advanced Programme, respectively.

It is also a year when we added another dimension to our students' legal education by providing them with an opportunity to study at University College of Oxford under the Global Legal Education and Awareness Project.

In summer, 30 Chinese judges enrolled in our LLM programme spent one month at Columbia Law School and were taught and assessed by professors there. They also took part in field visits to Washington DC where they discussed legal issues with judges of the Supreme Court of the United States of America. In this regard, not only did our Chinese judge students benefit but also our LLM students. Along with the Chinese judges, several of our LLM students earned the opportunity to study at Columbia Law School.

As our reputation grows, the calibre of students we attract is evolving from good to better. We are proud to count many fine students from prestigious secondary schools in our LLB programme. This year, we have awarded six LLB Admission Scholarships to secondary school students in recognition of their outstanding academic performance.

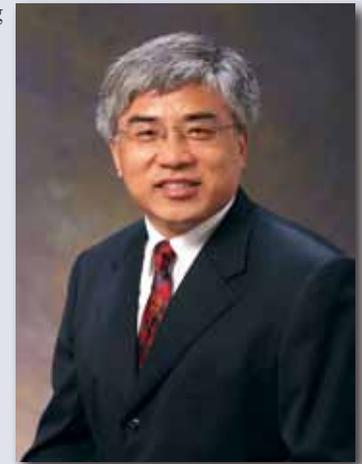
Our goal is clear and our direction is clearly sign-posted. Locally, we have a duty to provide the globally-oriented legal talent our society needs. Internationally, we aim at being a centre of outstanding legal education that attracts the finest legal minds.

The world is changing rapidly and challenges come thick and fast. At CityU Law School, we are always open to new possibilities and ready for bigger challenges, to give our students the best education and Hong Kong the best young talent. This is not just our mission, our vision but, above all, our pride.

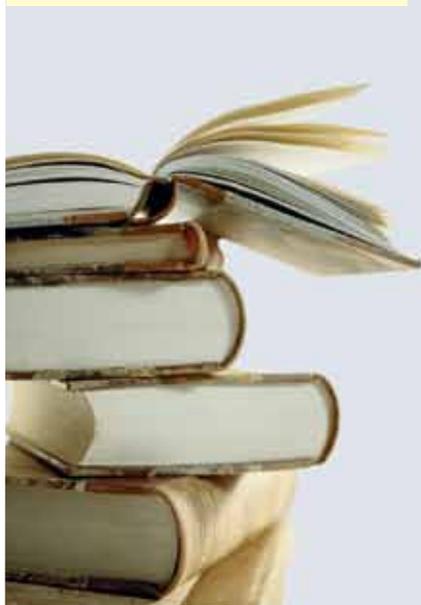
On a personal note, I would like to thank all my colleagues for their efforts and support over the past years. The School's achievements would not have happened without their whole-hearted commitment and dedication.

Professor Wang Guiguo

Dean & Chair Professor of Chinese and Comparative Law



Professor Wang Guiguo





## CityU and United Nations Collaborate to Advance Education and Research



(From left) Ms Isabel Hubert, Professor C H Chan and Professor Wang Guiguo

City University of Hong Kong (CityU) School of Law and the United Nations Institute for Training and Research (UNITAR) have entered into a Memorandum of Understanding to promote academic and research collaboration. The pioneering collaboration with CityU marks the first time UNITAR has entered into such an agreement with a university in Hong Kong.

Ms Isabel Hubert, Associate Director, Training Department & Head, Peace, Security and Diplomacy Unit, UNITAR and Professor Chan Chi-hou, Acting Provost of CityU, signed the Memorandum of Understanding that established the framework for future cooperation. Professor Wang Guiguo, Dean of the School of Law of CityU, attended the signing ceremony and identified possible areas of cooperation including the promotion of international law.

The Memorandum of Understanding capitalises on the strengths of the respective institutions to jointly develop modern education environments by deploying the latest methodologies as well as exploring further areas of potential cooperation in education and research. The two institutions will work closely to develop curriculum materials in areas of common interest and work towards the integration of related activities. They will exchange ideas and share knowledge as they work in partnership to improve education standards.

In his welcoming remarks, Professor Chan said, "As the first university in Hong Kong to enter into an agreement with UNITAR, CityU is honoured to be part of a partnership that promotes educational and research collaboration while simultaneously underscoring CityU's status as a leading educational institution."

"UNITAR has in the past had the pleasure of working with experts from the CityU School of Law and their contributions were well appreciated. Now UNITAR is proud to have an academic centre of excellence with the School of Law as a new partner in the Asia-Pacific region," said Isabel Hubert.

Professor Wang said, "I would like to express my greatest gratitude to UNITAR for their trust. We are confident that UNITAR and CityU will work together to achieve excellence in legal education and professional training."

UNITAR was established in 1965 as an autonomous body within United Nations with the mandate of enhancing the effectiveness of the work of the United Nations and its member states in the fields of environment, governance, peace and security.

By Shirley Pang



# Opening and Graduation Ceremony for Mainland Judges



Thirty Chinese judges attended the Opening Ceremony of the LLM Programme for Chinese Judges

**D**ue in part to the “one country, two systems” principle, Hong Kong has become a prime education destination for members of the Chinese judiciary studying common law and international law. The pioneering programme for Chinese judges offered by CityU is the first legal programme of its kind outside the mainland. It creates a platform for exchanges about judicial development and legal education between the two jurisdictions. It also marks a milestone for legal education in Hong Kong while widening exposure of China’s judiciary to international legal systems that enables them to better deal with overseas cases.

The School of Law of CityU held the Opening Ceremony for this year’s Master of Laws (LLM) programme for Chinese judges and the “Advanced Programme for Chinese Senior Judges” on 8 January 2010. It also held the Graduation Ceremony for the first LLM programme for Chinese judges. Graduates and new students attended the ceremony to commemorate their achievements and share their experience with guests, sponsors and the School’s members.

The LLM programme for Chinese judges, held for the second year, saw 29 graduates returning to their posts in mainland China and 30 students commencing their 12-month studies this month. It is customised for Chinese judges under the tripartite agreement between the School of Law of CityU, the National Judges College of the Supreme People’s Court of China and the School of Law of Columbia University.

Meanwhile, another 34 Chinese judges from the “Advanced Programme for Chinese Senior Judges” will begin their four-week



Group photo of the officiating guests

study at CityU on the common law system and international legal concepts.

Officiating guests of the ceremony included Justice Wan Exiang, Vice President of the Supreme People’s Court of China; the Hon Leung Chun-ying, Council Chairman of CityU; Professor Way Kuo, President of CityU; Mr Adrian Fu, Chairman of the Fu Tak Iam Foundation; Mr Philip K H Wong, Chairman of Philip K H Wong Foundation; Ms Ada Wong, from Philip K H Wong, Kennedy Y H Wong & Co; Professor George A Bermann, Jean Monnet Professor of European Union Law & Walter Gellhorn Professor of Law, the School of Law of Columbia University and Professor Wang Guiguo, Dean of SLW.

Other prestigious guests at the ceremony included the Hon Chief Justice Andrew Li Kwok-nang, Chief Justice of the Court of Final Appeal; Mr Wang Zhimin, Deputy Director, Law Department, Liaison Office of the Central People’s Government in the HKSAR; the Hon Jasper Tsang Yok-sing, President of the Legislative Council; Dr Simon Ip Sik-on and Mr Andrew Liao, Co-Chairman and member of the International Advisory Board of SLW respectively.

“China is on the rise in world stage. We have to keep pace with the rapidly evolving

legal system,” said Professor Kuo at the ceremony. “CityU is an ideal education destination in terms of faculties and facilities. I am confident the programme will endow the Chinese judges with a deeper understanding of international legal practices and make a huge contribution to the legal system in China. The success of our programmes should be hailed as one of the most imaginative initiatives.” Professor Kuo also took the opportunity to express his gratitude to the Fu Tak Iam Foundation, JSM, Philip K H Wong Foundation and Philip K H Wong, Kennedy Y H Wong & Co for their donations in support of the programmes.

Justice Wan said the Supreme People’s

Court of China partnered with the School of Law because of its reputation as a forward-looking and innovative legal education centre. “Columbia Law School is a top-notch law school. We are grateful to see the first batch of judges going back to their posts and the second batch here widening their international legal knowledge,” he added.

Professor Wang said, “The success of these programmes is of historical significance in legal education as well as in regards to the Chinese judiciary. CityU empowers the Chinese judges to meet complex challenges through knowledge gained from the well-designed and intensive programmes. I trust they will make important contributions to the betterment of the judiciary members in China.”

Mr Zhao Junping was one of the graduates attending the ceremony. He will resume his work in the Intermediate People’s Court in Hohhot of Inner Mongolia after graduation. He said the legal programme was timely. “Overseas cases have increased rapidly in recent years. The programme helped develop my competence in handling these cases. Studying at CityU allows me to have access to excellent facilities and research resources.”

By Shirley Pang



# Generous Donation a Boost for Senior Judges' Programme

The CityU School of Law received a donation of \$1.2 million from the Philip K H Wong Foundation and Philip K H Wong, Kennedy Y H Wong & Co on 27 November 2009. The donation will be used to support the second Advanced Programme for Chinese Senior Judges provided by the School.



Professor Way Kuo (right) receives the cheque from Dr Kennedy Wong



Professor Way Kuo

The cheque presentation ceremony was attended by Dr Kennedy Wong, Managing Partner of Philip K H Wong, Kennedy Y H Wong & Co, Professor Way Kuo, President of CityU, and Professor Anton Cooray, Acting Dean of the School of Law.

“As a donor, we are privileged to have the opportunity to support the advanced programme and look forward to helping nurture more legal professionals for the country,” said Dr Wong. “As China plays an increasingly important role on the world stage, it is vital for

Chinese senior judges to gain an in-depth understanding of the common law system and other international topics through the programme offered by CityU.”

Professor Kuo expressed gratitude to the Philip K H Wong Foundation and Philip K H Wong, Kennedy Y H Wong & Co for their generous support. “The School of Law is making an important

contribution to promoting professionalism and internationalisation of the judicial system in mainland China. We have been entrusted with the task of offering a special programme to senior mainland judges and enhancing their professional capabilities. This major donation will ensure the success of the programme.”



Professor Anton Cooray

Professor Cooray shared the School of Law vision with guests. “I believe our excellent staff and advanced teaching facilities, as well as links with eminent overseas institutions, offer an entirely new experience for mainland judges. Public recognition and this generous donation will ensure the School’s ability to continue with its record of achievement.”

The second programme will commence in January 2010. More than 30 Chinese senior judges will arrive at CityU for a one-month programme to gain a comprehensive picture of Hong Kong’s



Dr Kennedy Wong

common law system. It offers the judges a good grounding in common law and other important international legal concepts, in particular in case law. It is based on the agreement “Advanced Legal Education for Mainland Senior Judges” signed by the School of Law and the National Judges College of the Supreme People’s Court of China in 2008.

By Shirley Pang



## CityU Takes Lead in Establishing ADR Mooting Competition

The CityU School of Law will launch an International Alternative Dispute Resolution (ADR) Mooting Competition in August 2010. It will be the first ADR Moot of its kind and will take place at CityU. The competition provides a platform for law students to develop ADR research and analytical skills.



(From left) Professor Brian Gibson, Mr Wang Chengjie and Professor Wang Guiguo

Arbitration Commission (CIETAC). They put together the delegates from the three institutions and signed a tripartite agreement in Beijing on 1 September 2009, highlighting the level

of commitment to this educational endeavour.

The competition involves both attorney/legal counsel and client in a number of scenarios. Teams will be judged on

several criteria to reward the effective use of advocacy and problem-solving skills. It is expected that about 20 teams from all around the world will take part, including from the US, South Korea, Singapore, Malaysia, Thailand, Taiwan, mainland China, Japan, India and Australia.

Professor George Bermann of the School of Law of Columbia University, the Hon Chief Justice Andrew Li Kwok-nang, Chief Justice of the Hong Kong Court of Final Appeal, Professor Michael Reisman of Yale University, and Justice Wan Exiang, Vice President of the Supreme People's Court

of the People's Republic of China, have agreed to serve as Honorary Patrons of the competition.

The moot will provide valuable research and debate training for students and assists them in their professional growth and self-development. It will offer law students a unique education experience and help them familiarise with alternative dispute resolution practices in the Asian region.

By Shirley Pang



Delegates met at CIETAC Headquarter

The competition will be jointly organised by CityU's School of Law, the School of Law of Columbia University and China International Economic and Trade

## School of Law Launches a New Student-edited Law Journal

The City University of Hong Kong Law Review (*CityU LR*), a new biannual law journal edited by law students under the mentorship of experienced faculty members and guidance of an International Board of Advisors (IBA), was launched on 29 October 2009. The IBA comprises distinguished scholars from leading universities such as Cambridge, Cape Town, Columbia, London, Oxford, Singapore, Sydney, Washington and Vienna. *CityU LR* seeks to publish papers on contemporary legal issues.

Special guests present at the launch ceremony included Justice Michael Hartmann, Justice of Appeal of the Court

of Appeal, HKSAR; Professor Chan Chihou, Acting Provost of CityU; Professor Paul Lam Kwan-sing, Vice-President (Student Affairs), CityU; Professor Wang Guiguo, Dean of the School of Law, CityU; Mr Benedict Lai, JP, Law Officer (Civil Law), Department of Justice, HKSAR; Professor Roger Hood, Professor Emeritus of Criminology, University of Oxford; Emeritus Fellow of All Souls College, Oxford; Adjunct Professor, School of Law, CityU; and Mr Philip Dykes, SC, member of the International Advisory Board, CityU School of Law.

Professor Lam observed, "We hope *CityU LR* will help harness the writing, editing and research skills of law students. In



Officiating guests at the launch ceremony for CityU's Law Review

addition, by publishing papers in *CityU LR*, students will be able to reach an international audience."

Professor Wang said, "Our School aims at training students to meet the



## School of Law Hosts Constitutional Law Conference



Editors of the CityU Law Review

challenges arising from globalisation. One such endeavour is the publication of *CityU Law Review*—our student-edited journal, which provides them with a golden opportunity to learn from renowned scholars through editing, apart from writing their own papers. It is a fine tradition of law schools in the United States and some other common law jurisdictions to publish student-edited journals. Our students have now contributed to the enrichment of this tradition. We are also honoured to have the support of distinguished IBA members advising the student editors on this project.”

Ms Zaineb Nasir, one of the three editors of *CityU LR*, said, “I am honoured and excited to be an editor of the first issue of *CityU LR*. It is a great learning experience in editing articles written by top law scholars from all over the world.” The Editorial Board of *CityU LR* consists of 22 law students, with Dr Deva acting as the faculty editor. Dr Deva, who initiated the idea of bringing out a student-edited law journal, noted that “*CityU LR* seeks to provide a platform for members of the legal fraternity in Hong Kong and overseas to engage in dialogue on contemporary legal issues of local and global interest.”

By Shirley Pang



Scholars from different regions attend the conference to exchange views

An international conference on “Exclusions from Constitutional Law”, jointly organised by the School of Law of CityU, the Faculty of Law of University of Vienna, and the Faculty of Law of University of Macau, was held at CityU on 28 and 29 October 2009.

World renowned constitutional law and comparative law scholars from Australia, mainland China, Europe, Hong Kong, India, Japan, Macau, Singapore, and South Africa gathered at CityU for the conference to discuss various attempts in different jurisdictions to exclude the protection of constitutional law and to explore theoretical and practical ways to address these challenges.

Professor Wang Guiguo, Dean of the School of Law, said, “We are pleased that the CityU School of Law is able to bring so many world class scholars to Hong Kong to discuss constitutional issues. Through this conference, scholars from different parts of the world exchange their

own experience, knowledge and views in relation to constitutional and other issues. Such cross-cultural exchanges not only promote research among the participants which have an important bearing on the constitutional developments worldwide but also benefit our students directly.”

Highlighting the importance of the conference theme, Dr Surya Deva,

Associate Professor at the CityU School of Law and the Conference Coordinator, noted, “In the recent times, one common challenge faced by constitutional law scholars is how to deal

with varied attempts of territorial and personal exclusions from constitutional law—whether it is limiting labour rights in special economic zones, offshore detention of suspected terrorists and asylum seekers, or the lack of constitutional rights protection against transnational corporations. The conference provided an opportunity to examine these issues from a comparative perspective.”

By Shirley Pang



Professor Wang Guiguo



# International Conference on the New Haven School of Jurisprudence: An Appraisal of its Contribution to Contemporary World Affairs

The School of Law of CityU hosted “The International Conference on the New Haven School of Jurisprudence: An Appraisal of its Contribution to Contemporary World Affairs” on 23–24 November 2009.

The conference brought together international legal scholars and academics from North America, Europe and Asia to share their views and experiences relating

Professor Wang said at the inauguration session, “The importance of international law is increasing and is universally recognised. The conference has raised awareness of the theoretical context and practical application of international law in times of peace and amidst conflict.”

Professor Cooray said, “A



Professor Michael Reisman



(From left) Ms Amelia Luk, Mr Huen Wong, Professor Wang Guiguo, Professor Anton Cooray and Professor Nohyoung Park



Law scholars exchange views on international law and its jurisprudential foundations during the conference

to international law and its jurisprudential foundations. The speakers’ discussion and analysis focused on modern social and political realities and how international law principles and philosophy had changed over time to meet changing international needs and aspirations.

Officiating guests at the inauguration session included Professor Nohyoung Park, Professor of International Law, College of Law at Korea University; Mr Huen Wong, President of the Law Society of Hong Kong; Ms Amelia Luk, Law Officer (International Law), Department of Justice; Professor Wang Guiguo, Dean and Professor Anton Cooray, Associate Dean of the School of Law.

significant outcome of this conference is the publication of a selection of conference papers as a special issue of the *Asia Pacific Law Review*, the flagship publication of the School of Law. The publication will undoubtedly further the ideas mooted at this conference.”

International law has taken centre stage in the legal arena because of the constant developments involving peace and conflict. While international trade and investment dispute resolution is gaining momentum, the world still faces unprecedented international conflicts accentuated by internal civil strife. New Haven School of thought originates in Yale University

and provides a conceptual framework for understanding the nature, scope and role of international law.

Among the leading legal scholars was Professor W Michael Reisman, Professor of International Law at the Yale Law School. He is also a Co-Chairman of the International Advisory Board of the School of Law which is established to advise on school development. Professor Reisman delivered a key-note speech and hosted a session on “Looking to the Future: The Abiding Contributions of the New Haven School”.

In addition to being a platform for exchange of ideas, the conference provided an opportunity for local law students to follow recent developments in many branches of international law. It was important for law students, especially those who would participate in international mooted competitions, to learn from prominent scholars and academics their perspectives.

By Shirley Pang



# School of Law Organised Intellectual Property Dispute Training Programme for Guangdong Intellectual Property Office

The School of Law organised a three day intellectual property (IP) dispute resolution training programme for the Guangdong Intellectual Property Office (GIPO) in Guangzhou on 23–25 November 2009. This training programme was organised in co-operation

and Mr Paul-Jean Le Cannu, Legal Officer, Permanent Court of Arbitration. In the next phase of the training the discussion was more focused on IP dispute resolution which was conducted by Mr Erik Wilbers, Director,



with the United Nations Conference on Trade and Development (UNCTAD), the World Intellectual Property Organization (WIPO), the United Nation Commission for International Trade Law (UNCITRAL) and the Permanent Court of Arbitration (PCA). This was the first activity conducted under the Memorandum of Understanding (MoU) signed between the CityU School of Law and UNCTAD which aims to provide capacity building programme for dispute resolution in the Asia-Pacific Region.

The training programme was attended by more than seventy intellectual property officers, patent and trade marks agent and lawyers specialising in IP related disputes from the whole Guangdong province. The training programme was conducted in English and taught by the leading experts from the co-operating institutions. The first one and half day, the participants were taught the basics of arbitration by the renowned expert Professor Eric Bergsten, Former Secretary General of UNCITRAL and Emeritus Professor of Pace University,

WIPO Arbitration and Mediation Centre. The training programme was tailor-made to suit the interests of the participants who had a little knowledge about arbitration and mediation as processes of dispute resolution. They were exposed through real case analysis to the alternative technique of resolving IP disputes through arbitration and mediation which are not commonly used by the IP officials in general.

In order to add local flavor, International Chamber of Commerce (ICC) HK and Hong Kong Construction Arbitration also took part in providing training to the participants. Ms Kong Chen Yee, Secretary, ICC of HK and Mr Christopher To, Executive Director, Construction Industry Council and Adjunct Professor at

the CityU School of Law took part in the workshop. The local experts introduced the services provided by their respective organisation as well as arbitration and mediation practices in Hong Kong and China. From the School of Law, Dr Guan Wenwei, Dr Steven Wan and Mr Rajesh Sharma also took part in the workshop and shared their expertise with the participants.

At the closing ceremony, the participants were given a certificate signed by the



Ms Tao Kaiyuan and Professor Wang Guiguo

< Closing ceremony



Professor Wang Guiguo speaks at the closing ceremony

representatives of UNCTAD, WIPO, GIPO and CityU. The Dean of School of Law, Professor Wang Guiguo and the Director of GIPO, Dr Tao Kaiyuan and Ms Chitra Radhakishun, Manager, Dispute Resolution Projects, UNCTADS, Mr Gu Minkang, Associate Dean, the CityU School of Law, were present on that occasion.

By Rajesh Sharma



## Goff Lecture: Law Scholar Shares Views on Arbitration Rules

The School of Law of CityU held the Sixteenth Annual Goff Arbitration Lecture on 10 December 2009, with Professor David D Caron, C William Maxeiner Distinguished Professor of Law, University of California at Berkeley as the guest speaker. The lecture was entitled “The Small, The Useful and The Impossible: The Experience of UNCITRAL in Revising its Rules”.

In his lecture, Professor Caron examined the revision of the United Nations Commission on International Trade Law (UNCITRAL) Arbitration Rules and the work of the UNCITRAL Working Group. He shared his insights in the vital role of UNCITRAL in revising arbitration rules, and discussed the challenges the system currently confronted.

“UNCITRAL has since prepared a wide range of conventions, model laws and other instruments dealing with the substantive law that governs trade



Professor David Caron

transactions or other aspects of business law that have an impact on international trade,” Professor Caron said.

Professor Caron pointed out the principle of revising arbitration rules was to maintain the structure of the text, its spirit and written style, while respecting the flexibility of the text rather than making it more complex.

Mr Philip Yang, the CityU School of Law’s Programme Leader of Master of Laws in Arbitration and Dispute



Mr Philip Yang (left) and Professor David Caron

Resolution, agreed with Professor Caron’s analysis. “There is a unique demand to revise the rules within the international commercial arbitration context from time to time. It is expected that continued growth in demand for arbitration services will be seen in the Asia-Pacific region. Hong Kong is an ideal place to become a hub for arbitration.” He urged law students to keep pace with international changes in the field as well as in international law.

Professor Caron is an expert in international law. He is President-Elect of the American Society of International Law and a member of the US Department of State Advisory Committee on Public International Law.

By Shirley Pang

## Eminent Speakers Lecture Series: Prestigious Legal Scholar Delivers Lecture on Parallel Litigation

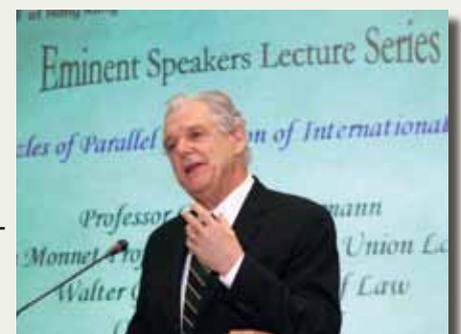
The School of Law of CityU hosted an eminent speaker lecture entitled “The Puzzles of Parallel Litigation of International Disputes” on 7 January 2010. The speaker was Professor George A Bermann, Jean Monnet Professor of European Union Law and Walter Gellhorn Professor of Law at Columbia Law School.

Parallel litigation is a scenario in which different courts are trying the same claim(s). As part of the School’s Eminent Speakers Lecture Series, the talk focused on the significance and manipulation of parallel litigation of international disputes. Professor Bermann shared his views on the topic and analysed the reasons behind the unprecedented increase in parallel

litigation in the international arena.

International parallel litigations (different courts in different countries) impose a heavy burden on the parties involved and judicial resources. Mechanisms such as Forum non Conveniens, Lis Pendens, Anti-suit Injunctions and Clawback are applied to control repetitive, related or derivative proceedings. Professor Bermann presented a detailed and critical evaluation of these doctrines and examined their respective risks.

Inconsistent adjudications may impair court authority and generate inter-governmental discord. Harmonisation in procedures and remedies, interaction between courts and the application of treaties are called upon to settle



Professor George Bermann

the divergence in parallel litigation. In the lecture, Professor Bermann assessed solutions and common approaches adopted by different courts and international treaties. Finally, he concluded by exploring future attempts to remedy parallel litigation.

Professor George Bermann is the Jean Monnet Professor of European Union Law (a chair conferred by the Commission of the European Communities), as well as the Walter Gellhorn Professor of Law at Columbia Law School. He is incumbent President of the International Academy of



Comparative Law. He has been a member of the Columbia Law School faculty since 1975, teaching a range of subjects in European Union Law, Comparative Law, Transnational Litigation and Arbitration, and WTO Dispute Resolution.

By Shirley Pang

◀ Professor George Bermann shares his views on parallel litigation in international disputes during the lecture

## Global Mindset Key in Global Financial Reform, Urges Hon Ronald Arculli

The CityU School of Law staged a lecture entitled “From US Issues to Global Financial Reforms”, featuring Hon Ronald Arculli, Chairman of Hong Kong Exchanges and Clearing Limited and CityU’s Honorary Doctor of Social Science.

“It is vital for law graduates and market professionals to not only have the requisite knowledge, but they also need to develop the right mindset, sense of integrity and a global perspective to help regulators and exchanges uphold and raise standards at every level. A



The Hon Ronald Arculli

The talk delivered insight to legal practitioners on how to overcome the challenges presented by global financial reforms. At CityU, we strive to provide opportunities to our law students to have a global perspective on the study of law. This summer, some of our students studied competition law at University College, Oxford, as part of the Global Legal Education and Awareness Project.”

The School of Law organises the Eminent Speakers Lecture Series on topics of public and legal interest to provide and promote continuous education.

By Shirley Pang



The Hon Ronald Arculli shares his insights on global financial reform at the lecture

By sharing his insights with the audience on global reform measures, Dr Arculli stated that brilliant people with a global mindset, especially in the legal professions, are needed during a period of financial reform.

stronger financial culture and structure amid the ongoing reassessment of global financial laws and regulations should better position us for the future,” said Dr Arculli.

The lecture attracted a full house. During the lecture, Dr Arculli examined the current reform measures in the UK, US and Hong Kong and left a question about the balance between regulation and market freedom to the participants.

Professor Wang Guiguo, Dean of the School of Law of CityU, said in his opening remarks, “The legal profession plays a vital role within the financial system and the local economy.



The Hon Ronald Arculli (left) and Professor Wang Guiguo



## Foreign Ministry Official Discusses International Treaties

The CityU School of Law hosted a public lecture entitled “Issues Concerning International Treaties Applicable to Hong Kong” on 22 September 2009. The guest speaker was Mr Hu Zhiqiang, Director of the Department of Treaty and Law at the Commissioner’s Office of China’s Foreign Ministry in HKSAR.



Mr Hu Zhiqiang (right) and Professor Wang Guiguo



Mr Hu Zhiqiang explains the applicability of international treaties in Hong Kong and its relationship with the mainland’s legal system

As part of the School’s Eminent Speakers Lecture Series, the talk focused on the legal status of international treaties in Hong Kong and the region’s relationship with the laws of the mainland. Mr Hu explained the applicability of international treaties in Hong Kong and their context in regard to mainland China. He also addressed the Chinese central government’s approach to international treaties that implicate Hong Kong laws. Consolidating on the close links between CityU and the Foreign Ministry, Mr Hu’s

lecture also served to clarify details about international treaties signed by Hong Kong and the central government of China under the principle of “one country, two systems”.

“The lecture series provides a public forum in which the University can interact with the wider community and examine the legal issues,” said Professor Wang Guiguo, Dean of the School of Law. “This lecture helped participants to better understand the implications of international treaties on our political and social development. It also widened our students’ views and could prove very useful in their future professional careers.”

Mr Hu pointed out that the central government of China handles issues



Mr Hu Zhiqiang

concerning the international treaties applicable to Hong Kong based on the principles of “one country, two systems” and the legal mechanism of Hong Kong Basic Law. Since the return of Hong Kong’s sovereignty to the mainland, it has instilled new ideas about the practice of China’s legal treaties and laid a good foundation for international law in China. Mr Hu said the special arrangements made by China through the application of international law have had a positive effect on the application of international treaties in China.

Mr Hu is currently a Council Member of the International Law Association under the Beijing Law Society, Council Member of the Chinese Society of International Law, Council Member of Beijing Law Society, and Member of the China Law Society. A graduate from the Beijing Language and Culture University with a bachelor degree in French literature, Mr Hu received his masters degree in international law from University of Geneva.

By Shirley Pang

## Korean Law Expert Delivers Lecture on North-South Divide

The School of Law of CityU staged a lecture entitled “Two Koreas: Where to Stand?” hosted by South Korea’s Professor Nohyoung Park on 20 November 2009. Professor Park examined the relationship between North and South Korea by explaining the Korean Peninsula’s post-1945 history following the end of Japanese colonial rule.

As part of the Eminent Speakers Lecture Series, Professor Park analysed the

historical and social dynamic between the two Koreas. He pointed out that North Korea was one of the most difficult countries in the world to understand, due in large part to its unpredictable political machinations. He cited examples such as North Korea’s recent mix of hostile rhetoric and sometimes softer attitude towards South Korea and North Korea threatening South Korea with “merciless military measures” as it sought to protect its Yellow Sea border.



Professor Wang Guiguo (left) and Professor Nohyoung Park

Professor Park also looked at public perceptions of the dispute and subsequent reconciliation attempts, suggesting that Koreans possibly viewed the process as relatively normal, while the outside



world considered the arrangement and relationship perplexing.

Professor Wang Guiguo, Dean of the CityU School of Law, said in his opening remarks, “SLW aims to equip law students with global knowledge and a worldly perspective. By attending lectures delivered by prominent professors from different countries, law students should be able to develop stronger analytical skills. It is also important for them to keep abreast of world affairs.”



SLW hosted a lecture entitled “Two Koreas: Where to Stand?”



Professor Nohyoung Park

Professor Park is Professor of International Law, College of Law at Korea University, and member of the International Advisory Board of the School of Law. He is also Director of the International Economic Law Institute of Korea and Dispute Resolution Institute of

Korea. He has held government positions such as Commissioner of the Korea Trade Commission and has served as an adviser for the government and various business sectors in South Korea.

By Shirley Pang

## Former US Ambassador Delivers Lecture on New Economic World Order

The CityU School of Law staged a public lecture entitled “China, the US and the World Economy: Our Shared Responsibility” on 7 December 2009. The guest speaker was Ambassador Richard N Gardner, Professor of Law and International Organisation, at Columbia Law School.

During the lecture, Ambassador Gardner examined the significance of the General Agreement on Tariffs and Trade (GATT) and explored possible results of the US President Obama’s first visit to China. Ambassador Gardner, who served as US ambassador to Italy and Spain, possesses a wealth of experience in international trade and United Nations diplomacy, in addition to his legal qualifications and teaching career.

Ambassador Gardner addressed the political achievements of GATT and examined the economic, trade and development challenges faced by the



US and mainland China. Controversial topics included reform of International Monetary Fund governance and trade protectionism. Ambassador Gardner analysed these topics and shared his views with the audience.

The Hon Leung Chun-ying, Council Chairman of CityU, attended the lecture and expressed gratitude to Ambassador Gardner for the sharing and discussion and to the School of Law for organising this initiative.



Ambassador Richard Gardner

< (From left)  
Dr Simon Ip, The Hon Leung Chun-ying, Ambassador Richard Gardner and Professor Wang Guiguo



The Hon Leung Chun-ying



(From left) Ambassador Richard Gardner and The Hon Leung Chun-ying



Ambassador Gardner examined the shared responsibilities of China and the US and their effect on the world economy

Professor Wang Guiguo, Dean of the CityU School of Law, said, “We are very fortunate to have Ambassador Gardner, the perfect combination of foreign diplomat and academic, deliver this lecture. Over the last half century, Ambassador Gardner has been active in forging US foreign policy. His talk on China, the US and the world economy has mapped out a potential future direction for the world that would benefit not only Hong Kong, but also the world community at large.”

Ambassador Gardner is Professor of Law and International Organisation at Columbia Law School, and Senior Counsel to Morgan Lewis, a global law firm. He is also a former member of the President’s Commission on International Trade and Investment Policy and a current member of the State Department’s Advisory Committee on International Economic Policy. He holds a BA degree in Economics from Harvard, a Doctor of Jurisprudence from Yale Law School and a Doctor of Philosophy in Economics from Oxford.

By Shirley Pang

## Oxford Professor Shared his Insights with School Principals in Developing Students’ Independent Thought

The School of Law of CityU hosted a luncheon seminar on “Imparting Information and Developing Independent Thought” for secondary school principals and career masters on 9 October 2009. The seminar was conducted by Professor Adrian Zuckerman, Professor of Civil Procedure at University of Oxford.

In his opening remark, Professor Wang Guiguo, Dean of the School of Law, expressed his gratitude to Professor Zuckerman. “Education is much more than imparting knowledge. School of Law is honoured to have Professor Zuckerman to be here in Hong Kong and shared with us his insights on nurturing young generation,” said Professor Wang.

Professor Zuckerman in his talk highlighted the importance of independent thinking and critical analysis to be developed among law students, who were expected to be better than just ordinary students — think independently and critically.



Professor Zuckerman talks to school principals at a luncheon seminar

“Tertiary education should remodel students’ learning habits by encouraging them to hunt for new knowledge and express their viewpoints,” emphasised Professor Zuckerman, “students should be encouraged to participate in classroom



Professor Adrian Zuckerman

deliberation so as to sharpen their communication skills in articulation and persuasion. These skills form the foundation in their legal profession that pave their way to future success.”

Questioning approach is frequently used in tutorials and lectures at Oxford. Students are encouraged to share their opinions or beliefs even if they are contradictory. Through the process, students can retain knowledge, much more effective than having a one-hour lesson.

The luncheon seminar was welcomed by the school principals and the teachers. Professor Zuckerman answered the participants’ questions followed by a lunch with further discussions on education.

Mr George Tam Siu-ping, member of the International Advisory Board of the School of Law and Principal of Wah Yan College, was invited to deliver a closing address on local education. He stated

that students should be nurtured as competent leaders to face the challenges of globalisation and that legal education is a right choice for students who strive for excellence.

By Becky Mak



## LLB Admission Scholarship Awarded to Six Outstanding Students

Established in 2008, the LLB Admission Scholarship aims at rewarding outstanding students who are nominated by their school principals and admitted to the CityU LLB programme through the Joint University Programmes Admissions System (JUPAS). The value of each award is HK\$50,000.

The LLB Admission Scholarship demonstrates the School's high intake quality and commitment to cultivating young talents. This year, the School awarded the Scholarship to six outstanding students. They are:

Ms Chow Yan Lin, St Paul's Co-Educational College

Ms Lau Ngai Ki, Hang Seng School of Commerce

Mr Raymond Sin, Baptist Lui Ming Choi Secondary School

Ms Tang Kin Man, Holy Trinity College

Mr Tang Wai Kin, Tsuen Wan Government Secondary School

Ms Wat Lai Yee, Heep Yunn School

*By Becky Mak*



(From left) Ms Wat Lai Yee, Mr Raymond Sin, Ms Chow Yan Lin, Mr Tang Wai Kin, Ms Tang Kin Man and Ms Lau Ngai Ki

## Visiting Professors Donated Important Works to the Law Library

The Law Library was very pleased to receive important legal publications donated by two renowned scholars who visited the School of Law in November 2009.

The first batch of donation was made by Professor Roger Hood. Professor Hood is Emeritus Professor of Criminology and Emeritus Fellow of All Souls College, Oxford University and Adjunct Professor at City University of Hong Kong. The books that Professor Hood generously gave us include the latest research on capital punishment, of which three titles were written by him.

The second batch was donated by Professor Yu Ronggen. Professor Yu is currently professor and deputy president of Chongqing Academy of

Social Sciences, and also a member of the Chinese People's Political Consultative Conference. He has written extensively on Chinese legal philosophy and Confucianism. Professor Yu added to our law collection several new books written by him.

The Library held two ceremonies to acknowledge and thank the kindness of the donors. During the ceremonies, Professor Hood's and Professor Yu's selected works were showcased to the readers, with book reviews playing on the LCD panel. The authors also autographed their books, making the copies more valuable. Witnessed the warm ceremonies were Professor Wang Guiguo, Dean of the School of Law; Professor Steve Ching,



*Professor Roger Hood's books*

University Librarian; Mr Gu Minkang, Associate Dean of the School of Law; law faculty members and library staff. After the events, Professor Ching highlighted the latest developments in the areas of library-faculty collaboration, library services and facilities.

*By Lau Lai Chu*



A Selection of the Donated Items	
From Professor Roger Hood	From Professor Yu Ronggen
The Death Penalty: A Worldwide Perspective / Roger Hood and Carolyn Hoyle, 4th ed, Oxford: Oxford University Press, 2008.	天宪 I-IV/ 俞荣根, 重庆市: 西南大学出版社, 2009.
死刑的全球考察/ 罗吉·胡德, 卡罗琳·霍伊尔著; 曾彦等译, [S.l.: s.n.], 2009。	地方立法后评估研究/ 俞荣根, 北京: 中国民主法制出版社, 2009。
A Penalty Without Legitimacy: the Mandatory Death Penalty in Trinidad and Tobago: Papers Prepared for a Conference Held in Port of Spain on 7 March 2009 / Roger Hood... [et al.], Oxford: Holywell Press, 2009.	从儒家之法出发: 俞荣根讲演录/ 俞荣根, 北京: 群众出版社, 2009。
The Next Frontier: National Development, Political Change, and the Death Penalty in Asia / David T Johnson, Franklin E Zimring, Oxford: Oxford University Press, 2009.	中国传统法学述论: 基于国学视角/ 俞荣根, 龙大轩、吕志兴编著, 北京: 北京大学出版社, 2005。



(From left) Ms Lau Lai Chu, Professor Steve Ching, Professor Wang Guiguo, Professor Roger Hood, Mr Gu Minkang and Dr Surya Deva



Professor Yu Ronggen



Professor Yu Ronggen's publications



# Students' Perspectives from Oxford and Cambridge

Three students from the School of Law received offers to pursue further legal studies at Oxford and Cambridge. Winky So Wing, a graduate from the School's LLB programme, has been awarded the British Chevening Scholarship to the Oxford University's Bachelor of Civil Law programme, which is arguably the most esteemed masters degree level qualification in the common law world. The Chevening Scholarship is a prestigious award funded by the Foreign and Commonwealth Office and administered by the British Council.

Aileen Luo Chenxuan and Tanie Toh Wai-yin, LLB and PCLL graduates respectively, have been admitted to the LLM programme of Cambridge University.

## Q: Tell us about your experience of studying at Oxford/Cambridge. Anything interesting that you would like to share with us?

**Aileen:** The first thing to learn in almost every old English school is its history. It tells you two things. First, when a university has a history of something like eight hundred years, it's easy to indulge in its past fascinating ideas. But then, second, you may find what past thinkers left us is far from a solution to what they

tried to solve—and what they really left us is their silence or reluctance or indeed failure in answering those old questions. Perhaps no such solutions could ever be found. But this is not the point. The point is, though large questions are unfashionable and large answers suspect, it would be senseless to appear to solve things without recognising that large



Winky So

questions arise. This is what we need to inherit from our ancestors, their noble failures and their courage to know. The intellectual history of Cambridge, I believe, is no more mysterious than this.

**Winky:** Oxford is a pretty city and a very interesting place to study at. Every building seems to have its own story to tell, and there are endless traditions and customs to hear about. The quality of the faculty and the students is incredible, and perhaps this justifies why the quantity of items on the reading lists is at the verge of being somewhat inhumane.

One funny tradition is that students would all cross dress to attend a party at one of the Colleges on Halloween, and it was really an extraordinary experience to meet everyone in their queer outfits...

**Tanie:** One of the most interesting thing about Cambridge is their preservation of the college system. With 800 years of history, many parts of the university campus are accompanied with a story. For



Tanie Toh

instance, the Bridge of Sign at St. John's college was given that name because students had to cross that bridge before taking their exams at the end of term. The schedule for the first week of term, "Fresher's week," was packed with many social activities where new students get to join clubs and sports team according to their interests. With classes, formal dinners and many events in line, one's time management skill is truly tested during this week.

Moreover, I am currently involved in a pro bono organisation by the Cambridge University Students' Pro Bono Society called Streetlaw. I would be giving lectures and promoting awareness to the public about issues such as human rights, discrimination and the European Union.

## Q: How is this experience going to change you and your life?

**Aileen:** While it's perhaps a bit too early to predict how my future life may be changed, but at the very least, I've seen a possibility of being a genuine thinker.

**Winky:** The education here provides me with a new insight into how the subject matter is to be learnt. This new perspective shall prepare me better for the challenges ahead in my career.

**Tanie:** This is a once in a life time experience which has allowed me to meet a lot of different people and exposed me to many things that are new to me.

## Q: In what ways do you find the learning experience at Oxford/Cambridge different from what you experienced at the CityU School of Law?



Aileen Luo



**Aileen:** The most apparent difference would be the teaching format which is largely due to the collegiate system here.

**Winky:** There are key differences both in the mode of teaching and its contents. Classes are very student-driven, as many courses mainly rely on student contributions and discussions as the backbone, which means that we would often be deciding the topics that we would explore each week and our own essay topics. As to the contents, there is a tendency to place greater focus on normative issues as compared to doctrinal ones. In one sense, there is very little “law” in some of the courses. There is often hardly any discussion of the actual law, for students are assumed to know it fairly well and the classes are routinely concerned with making critical analysis on the theoretical and philosophical aspects of the law and its jurisprudence.

**Tanie:** The main difference is that Cambridge uses the old English teaching style; that is rather than distributing a comprehensive stack of notes prior to the lecture, reading lists comprising names of textbooks, journals and cases, normally exceeding 3 pages, are given. Students are expected to read some of the important materials before class and most classes are conducted in seminars where the professor raises certain controversial issues for discussion. The most intriguing learning experience at Cambridge is that you are lectured by the leading academics of that area, taught how they approached an issue and learning their way of thinking.

**Q: How did your legal education at CityU School of Law equip you for higher studies?**

**Aileen:** It made a very good start—taught me how to think like a lawyer, and, how to think more than a lawyer.

**Winky:** Curiously, I find myself to be relatively not under-equipped in terms of doctrinal knowledge of the law. As compared to traditional Oxbridge students who have very strong focus on depth of knowledge and philosophical understand of core subjects, a CityU student may find himself or herself equipped with a much broader overview of various branches of the “blackletter law”, given the way law is

taught at CityU. At the end of the day, it is always rather difficult to maintain both depth and width of knowledge. CityU did provide me with a niche in my studies here.

**Tanie:** Fortunately, the legal education at CityU has provided me with a very solid foundation of the law which has enabled me to approach legal principles at a level which is not possible in an undergraduate degree.

**Q: What advice do you have for those students who would like to go aboard for higher studies?**

**Aileen:** Try different things—but don’t addict to anything easily. Try to think hard—but don’t be stuck with self-dogmatism or self-sufficiency. Try to look back—but don’t stay too long.

**Winky:** Do proper research on the details of the academic programmes and make sure you know what you can learn, who you would learn it from and how much it would cost you. Other factors such as the environment and social life and so on are of course relevant. What I cannot emphasize too much is to be aware of the deadlines. Some deadlines for applications for many universities’ masters or doctorate programmes for the next academic year would have closed by now already, while some would be drawing in very soon, particularly for those who are seeking funding from scholarships and prizes. If such students are undecided as to whether they would continue their studies overseas, do apply right away, as otherwise they would simply be effectively ruling out the option by default.

**Tanie:** Studying hard is important but having a variety of social curricular activities and an exposure to different work experience that is related to the course or subject of your proposed higher studies may be the factor of consideration which is decisive to the University.

**Q: Any message that you would like to give to the CityU School of Law students?**

**Winky:** Where it is practically manageable and affordable, do try to spend more time to go beyond the

syllabus that is being taught. That is to say, do your own exploration on legal or jurisprudential issues that interest you which has nothing to do with the essays and examinations. Given the breadth of the subject matter, course curriculums could not come even close to covering all the essentials however hard our teachers are trying. It would thus take much more effort than merely finessing through the examinable parts in every course to declare oneself to be reasonably competent in these areas of the law. Such “extra-curricular” legal knowledge would build up over time and may be part of the reason that some “learned friends” are more learned than others.

Another essential thing that I am often reminded of is to pay attention to the importance of being able to communicate effectively in plain language. As years go by in law school, many people tend to develop a bad habit of writing too “lawyerly”. Complex sentence structures and uncommon vocabulary should be seen as necessary evils which are only to be sparingly used where there is no alternative. If one is capable of presenting the same idea with fewer words and greater clarity, it is evidence of stronger command of language—unless one takes pride in sounding sophisticated and confusing others.

**Tanie:** Try to approach legal problems at various angles. There are many ways to solving a problem and it’s the reasoning and how you get to the answer that matters. Thus, study hard but also it is important to have a balanced life. One’s knowledge does not only stem from books but also from day to day life.

**Q: What are your future plans? Have you decided yet?**

**Winky:** Hopefully I could continue on with a Master of Philosophy and then perhaps a Doctorate. I would wish to be called to the Bar one day, but as for the time being, I would prefer to leave my options open.

**Tanie:** Upon graduation of my LLM, I would commence work in July 2010 as a pupil barrister in Hong Kong.

*By Becky Mak*



# Study Trip to Columbia Law School

Under the tripartite arrangement between the CityU School of Law, the National Judges College of the Supreme Peoples Court of China and the Columbia Law School, 30 Chinese judges who are studying the School's LLM programme went to Columbia Law School for a one-month study from 5 June to 3 July 2009. They attended a course at Columbia Law School and joined a study tour to Washington DC visiting the US Congress, Supreme Court and Department of Justice.

## From Lijing Bianzhi to Jingye Yaoqun

I would like to sincerely thank the great support of the Fu Tak Iam Foundation and the CityU School of Law. The knowledge that I gained this year will have great impact on my life. CityU introduced me the goals that modern scholars and hermits pursue, and the Columbia University showed me the charm of independent thinking. CityU School of Law has introduced two courses, namely "The Glory — Misconception and Future of Common Law" and "Judiciary Agony — Judgment Writing", for us. The courses were taught by a former Justice of the Hong Kong's Court of Appeal. We have learnt much knowledge from these two tailor-made courses. CityU's motto *Jingye Yaoqun*, which originates from *On Learning in Book of Rites*, is the goal that I am pursuing this year.

I have benefited from this year's study mainly in three aspects. First, it deepened my understanding of the laws, culture and community of Hong Kong. Second, it broadened my understanding of law from the globalisation perspective such that I can handle legal issues more objectively, which in turn will help me with my work as a judge after I return to the mainland. Third, as Professor Way Kuo said in 2009 BOAO Youth Forum: "in cultural exchanges, if we find that Westerners have some better ways of doing things



Mr Tian Changqi (right) with Justice Lin Cohan in State Supreme Court of New York

and behaving themselves, we should bring these ways back." Although the legal systems of the mainland, Hong Kong, Macau and Taiwan are different, we are all Chinese people and have similar cultures and traditions; therefore, we should make effort to contribute to the society. After this year of study, I hope I can make some contributions to the society in the legal field. Finally, I would like to quote the words by Sun Yat Sen to mark my aspiration: "One should aspire to accomplish a great event than to become a dignitary."

By Tian Changqi

I am a judge from Nan Jing city mainly adjudicating commercial cases. Multiple legal cultures are co-existing and developing in today's world. Accordingly, quite a number of principles and theories of the common law have been introduced into the commercial law of the mainland. However, applying these principles and theories in a different legal environment is always demanding for judges who have limited knowledge of the common law. Fortunately, under the guidance of the law professors at CityU and Columbia University, I have gained profound knowledge of common law and consequently my understanding on the essences of the common law principles and theories has deepened. Furthermore, under the enlightening instruction of Professor Anton Cooray, Associate Dean of CityU School of Law, I



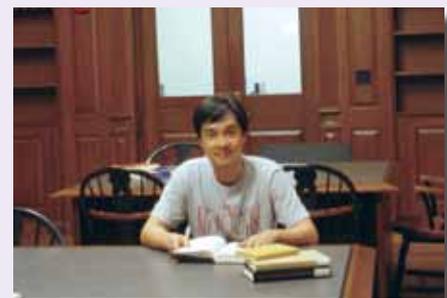
Ms Guan Qian in the Green Hall, Law School Library of Columbia University

compared the common law and civil law systems and presented their differences in my independent research paper. I will remember the days of studying in CityU and Columbia University. In my future work, I will be able to make further contributions as a more competent judge.

By Guan Qian

How time flies! My study at CityU is completed. In the past year, by studying the tailor-made courses instructed by erudite professors who are all experts on the common law and Hong Kong law, we have a better understanding of the common law and Hong Kong's legal system. The evidence-based common law principles together with the wisdom and logical thinking of the common law judges will be good and valuable reference in our future work. The study in Columbia University has opened the door for us to learn the legal system of another common law jurisdiction. Our exchanges with the legal professionals and judges in Hong Kong and the US helped us gain more insights on the merits and demerits of different legal systems. We have greatly benefitted from such kind of interaction which definitely has a far-reaching effect.

By Ma Xuetao



Mr Ma Xuetao in the Library of Columbia University



# Law Students Take Leap to Study Competition Law at Oxford

**T**hirty students were blessed with an opportunity to study a course on European Competition Law and Policy under the Global Legal Education and Awareness Project (G-LEAP) at University College, Oxford, England in July 2009.

a golden opportunity to improve our understanding of competition law outside Hong Kong and equipped us with a global perspective and cutting-edge and practical knowledge on such legal aspect.



G-LEAP is one of the student outreach programmes of the School of Law of CityU. Designed to promote excellence in legal education, G-LEAP offered law students the valuable opportunity to study in a highly prestigious university during the summer, with a view to providing opportunities for students to gain a global perspective on the study of law.

The one-month Oxford trip provided us with a chance to study at a renowned institute, to travel and live with classmates in an overseas setting and to learn about competition rules and policies. Hong Kong has long been criticised for not paying enough attention to this area in comparison with other common law jurisdictions. The European Competition Law we studied is designed to protect consumer interests and maintain fair competition in the business field. It was

Participating in G-LEAP, we came to learn that the prestige attached to Oxford College, Oxford was largely attributable to its staff. The teaching style of the academic staff from Oxford provides students with an interdisciplinary learning experience. The lecturers and tutors are knowledgeable, well-prepared and able to explain complicated theories with lively examples. The students are passionate about their studies and have a strong sense of belonging to their colleges. The experience of studying abroad also allowed us to become more independent.

In the midst of studying, we had the chance to visit the Royal Courts of Justice and explore the non-academic aspects of University College, Oxford by indulging in its culture, culminating in the weekly formal dinners. We also went

on sightseeing tours with our classmates to Cambridge, London and Oxford.

We owe our deepest gratitude to the law faculties of both universities as this trip would not have been successful without their support. We appreciate that the School of Law has made a huge effort in introducing G-LEAP, which helps students gain more knowledge, understanding and skills relating to substantive legal issues and underscores the importance of globalisation in legal education.

*By Leung Nga-woon, Ho Hoi-fai and  
Ho Chung-ngai  
(LLB Year 2 and Year 3 students)*



# Hon Audrey Eu's Sharing with the Law Students' Society

It was a wonderful night—the first time ever the Law Students' Society (LWSS) invited an eminent speaker from the legal world to share her experience with us from a student's perspective. It was our honour to have Hon. Audrey Eu to share our debut. Ms Eu is a practising Senior Counsel in Hong Kong and a member of the Legislative Council. She was also the Chairlady of the Bar Association from 1997 to 1998.

The night was lightened firstly by the presentation of souvenirs by the Associate Dean of the School of Law Professor Anton Cooray. Throughout the session, Ms Eu shared with us from how and why she went on to becoming a law student, her studying life to how she first met her husband as well as politics.

Ms Eu was excited when she was sharing her studies in university. "Our class was getting smaller and smaller in those days. Law was so tough that many students couldn't go up the year. Some in the



(From left) Sunny Chan, Julie Tang, The Hon Audrey Eu, Dennis To, Adonis Yip

picture were actually repeaters!"

How-to-win-an-A was one of the peaks of the night. Many students were eager to know the study tips of her college life. Questions were also raised by students on her most satisfied case as a practising barrister. Ms Eu said it is not the winning or losing of the case that matters, but the contentment from clients that enables her to keep her faith all the way throughout her career life.



The Hon Audrey Eu and Prof Anton Cooray

Marriage has always been a supporting force for Ms Eu too. She thanked her husband for his tolerance and support especially when she was first involved in campaigning for legislative councillor in the by-election in 2000.

Ms Eu ended her sharing with a great applause from the students. Students said the sharing was creative, with useful tips accompanied by inspiring speeches. We deeply appreciate Ms Eu's time and effort in coming to share with us her invaluable experiences.

By Dennis To

# Intra-CityU Moot Competitions

The Intra-CityU Moot Competitions are aimed to provide LLB and JD students the opportunity to acquire the advocacy skills essential for their future legal career. These moot competitions are student-run and held internally with the goal to train students' advocacy through interactive learning in a challenging and encouraging

environment.

The idea of a student-run internal competition was initiated by JD students Ada Yeung, Alex Ma, Mickey Yip and Sunny Chan in the 2008/2009 academic year. Recognising the importance of students' development of advocacy in addition to classroom learning, they

believed that an early and open exposure to mooting would benefit all students. The Intra Moot Competitions allow beginner advocates to practice with great flexibility

and gratification through professional assessment and constructive feedback.

In December 2008, with the help and support from Professor Wang Guigo, Dean of School of Law, Mr Rajesh Sharma, Director of Mooting, and Dr Vernon Nase, Mooting Coach, the Intra-CityU (SLW) Moot Committee was formed. Organising a series of moot competitions was certainly not easy for the Committee members who were mostly first-year students. The Committee faced the challenges of acquiring the moot problem, promoting the competition, recruiting participants, inviting judges, scheduling matches, etc. Fortunately, the student organisers were given the necessary guidance, autonomy and resources from the School of Law to overcome the difficult process.

In February 2009, the first Intra Moot Competition was held, during which first-year students were invited to moot on Tort Law. Participants were introduced to the basics of mooting and prepared to



Winning Team Mooting in Criminal Law Moot



*Committee Members*

advocate before our faculty members as judges in a Preliminary Round, Semi-final Round and Final Round. With the success of the first competition, the second Intra Moot Competition on Contract Law followed in April 2009. These competitions have attracted participation from a good number of students and faculty members.

Many faculty members of the School of Law have generously and continually contributed their time and expertise to the competitions in an effort to cultivate the mooters' personal and professional development. To recognise the mooters' achievements, the School of Law has issued certificates of excellence to the winners of these competitions.

The two recent Intra Moot Competitions, organised for Semester A 2009/2010, were a great success. A Criminal Law moot, held between 29 October-2 November 2009, was designed for second to fourth-year students. The participants found the experience extremely enjoyable and useful in preparing them for the PCLL and boosting their confidence to pursue the legal profession. A Tort Law moot, held between 19-24 November, again provided first-year students the opportunity to explore and demonstrate their immense potentials. Judges were hugely impressed with the pool of talent observed in these competitions.

Through the exposure to internal mooting, students are able to build on their advocacy skills at an early stage of their legal studies and be better equipped to compete in international moot competitions. The Committee hopes that the Intra-CityU (SLW) Moot Competitions will continue to offer students a fruitful learning experience and bring unique flavours to their legal education.

*By Intra-CityU (SLW) Committee*

## Highlight of the Alumni Association Annual Dinner 2009



*65 Alumni Attend the Annual Dinner 2009*

About 80 people (including 65 alumni) attended the Alumni Association Annual Dinner 2009. This year we held the annual dinner in a different style as we did a buffet so that alumni could chit chat with others rather than sitting at the dining table for the night. They also enjoyed their drinks and food in a cozy environment with magnificent view over the Victoria Harbour at L' Hotel.

We also had special guests attending our annual dinner this year. For instance, Professor Nohyoung Park, a member of the International Advisory Board of the School of Law, Professor Rongger Yu, Professor Jingwen Zhu and Professor Jun Feng, who are the authorities in different areas of law in China. It was an honour to have them with us!

Apart from those distinguished scholars, we also have the pleasure of having Mr Xavier Wong, Alumni Relation Manager, and Ms Fiona Chan, Alumni Relation Officer of CityU. We appreciate the efforts made by the Alumni Relation Office in the past and their participation into our activities.

We look forward to having you in the Annual Dinner 2010!

*By Tommy Wong*



*(From left) Professor Wang Guiguo, Ms Teresa Liu, Mr Joseph Vaughan and Ms Bonita Chan*



## School of Law Retreat

The School of Law held a successful retreat on 3-4 December 2009 at the Hong Kong Disneyland Hotel. Around 60 participants, including teaching staff, administrative staff, International Advisory Board (IAB) members and invited guests, attended the two-day retreat.

At the beginning of the first day meeting, the Dean reported on the activities of the School of Law and briefed participants on the School's forthcoming events. IAB members and our staff actively participated in the discussion on "Globalisation and Legal Education – Trends, Challenges and Opportunities", and gave in-depth views on the School's future direction and development.

Mr Terence Moran, Head of Law School, Leeds Metropolitan University, facilitated a session on Outcomes Based Teaching and Learning (OBTL) and the Teaching and Learning of Law. He investigated OBTL from both the macro and micro levels, and put much emphasis on discussing assessment for OBTL. It was our privilege to have him at the retreat and all teaching staff benefited a lot from his expertise.

General education is a new initiative at CityU. Dr Gray Kochhar-Lindgren, Fulbright Scholar in General Education, led a session on General Education: The New Component in the 3+3+4 Curriculum. He covered the concept and practice of General Education, and discussed the rationale, pedagogies,

strategies, and interdisciplinarity of General Education courses, in a thought-provoking presentation.

Many other issues were also discussed during the two-day retreat, including Teaching Law at CityU: Challenges and How to Overcome Them; Professional Legal Education: Pedagogy and Strategies; Career Services; Research and Teaching; and the Future Direction of the School.

The retreat participants found the retreat very effective and useful, as it provided a valuable opportunity and platform for them to discuss ways to improve their teaching and research, and to brainstorm and generate many useful new ideas and suggestions for the School's development.

*By John Ho*



Retreat at the Hong Kong Disneyland Hotel >





## Selected Faculty Publications

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### Jack BURKE

“Competition Policy and Updating Vehicles for the Delivery of Legal Services: The New South Wales Experience and Lessons for Hong Kong” (co-authored with Hao Dong), *Asia Pacific Law Review*, Vol. 17, No. 2, 2009, pp 239–257.

### CHEN Lei

“Reflections on the Role of the Managing Agent in SA and Chinese Condominium Legislation” (co-authored with GG Van der Merwe), *Journal of South African Law*, Vol. 3, Issue 1, March 2009, pp 22–28.

### Surya DEVA

“Does the Right to Property Create a Constitutional tension in Socialist Constitutions: An Analysis with Reference to India and China”, *NUJS Law Review*, Vol. 1, Issue 4, September 2009, pp 583–603.

### GU Minkang

“Law and Policy Issues on Sexual Harassment in China: Comparative Perspectives” (co-authored with D K Srivastava), *Oregon Review of International Law*, Vol. 11, No. 1, Spring 2009, pp 43–69.

### HE Xin

“Administrative Law as a Means of Political Control in Contemporary China” in Randall Peerenboom (ed.), *Building Constitutionalism in China*, Palgrave MacMillan, June 2009, pp 143–162.

“Court Finance and Court Reactions to Judicial Reforms: A Tale of Two Chinese Courts”, *Law & Policy*, Vol. 31, No. 4, September 2009, pp 463–486.

### Fozia LONE

“The Creation Story of Kashmiri People: The Right to Self-Determination”, *Denning Law Journal*, Vol. 21, August 2009, pp 1–25.

“From ‘Sale to Accession Deed’ — Scanning the Historiography of Kashmir 1846–1947”, *History Compass*, Vol. 7, October 2009, pp 1–13.

### SHEN Wei

“Joint Ventures in China” in Dennis Campbell (ed.), *The Comparative Law Yearbook of International Business (Special Issue)—International Joint Ventures*, Wolters Kluwer, 2009, pp 59–122.

### Romesh WEERAMANTRY

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## Upcoming Events

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5–6 March 2010	Workshop on “Business, Human Rights and Access to Justice in China
13 March 2010	The Annual MAA Peter Schlechtriem CISG Conference: Towards Uniformity
18 March 2010	Inauguration of the Hong Kong Centre for Maritime and Transportation Law
Mid August 2010	Asia-Pacific ADR Moot Competition

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