

## CENTRE FOR CROSS-BORDER COMMERCIAL LAW IN ASIA



## Centre for Cross-Border Commercial Law in Asia (April 2019 to March 2020)



## Collaborations with Research Partners

- Conference, jointly organised with **Chinese University of Hong Kong**, “ASEAN Law in the New Regional Economic Order” held at SMU on 7-8 December 2017.
  - Research Output: Conference organisers Pasha Hsieh (SMU) & Bryan Mercurio (Chinese University of Hong Kong) have been awarded a Cambridge University Press book contract for an edited collection.
- Conference, jointly organised with **National University of Singapore** and **University of California, Berkeley**, “Comparative Corporate Governance” held at National University of Singapore on 13-14 January 2018.
  - Research Output: Special edition, Berkeley Business Law Journal.
- Conference, jointly organised with **University of Melbourne**, **Shandong University** and **University of Hong Kong**, “Asian Financial Law” held at SMU on 23 January 2018.
  - Research Output: Edited book to be published by Edward Elgar.





## Collaborations with Research Partners

- Conference, jointly organised with **City University of Hong Kong**, “Confronting Modernity’s Challenges to Law and Regulation” held at City University of Hong Kong on 8-9 January 2019.
- Conference, jointly organised with **Singapore Academy of Law**, “Comparative Corporate Governance Conference 2019” held at Singapore Academy of Law Conference Room on 24-25 January 2018.
- Conference, jointly organised with **Journal of Equity**, “Journal of Equity Annual Conference 2019 ” held at SMU on 14 February 2019.
- Lecture, jointly organised with **Singapore Mediation Centre** and **Eversheds Harry Elias LLP**, “Singapore Mediation Lecture 2018” held at SMU on 31 October 2018.
- Lecture, jointly organised with **Herbert Smith Freehills**, “Herbert Smith Freehills-SMU Asian Arbitration Lecture 2018” held at SMU on 18 October 2018.



## Previous Events

**1. Staff Seminar:** Mentorship Programme by Journal Editors

Speaker: Assoc. Prof. Andrew Higgins (University of Oxford) *Civil Justice Quarterly*.

Date: 9 April 2018

**2. Seminar:** Family Wealth Disputes: Recent Developments in Hang Kong and Singapore

Partner: Herbert Smith Freehills Office

Speakers: Joanna Caen (HSF (HK)), Tang Hang Wu (SMU) & Yip Man (SMU)

Date: 10 April 2018

**3. Seminar:** What is an Express Trust?

Speaker: Professor Duncan Sheehan, (University of Leeds)

Date: 12 April 2018



## Previous Events

### 4. **Lecture:** Dentons Rodyk Dialogue

Speakers: Stephen Harper (former Prime Minister of Canada), Mr Ho Kwon Ping (SMU), Prof. Tania Voon (Melbourne Law School), GOH: Minister S Iswaran

Partner: Dentons Rodyk & Davidson LLP

Date: 8 May 2018





## Previous Events

**5. Lecture:** Yong Pung How Professorship of Law Lecture: Scope and Limits of Party Autonomy under the Hague Convention on Choice of Court Agreements

Speaker: Professor Yeo Tiong Min, (SMU)

Date: 16 May 2018



**6. Seminar :** Public and Private Enforcement of Corporate and Securities Laws: An Empirical Comparison of Singapore and Hong Kong (Co-host with Baker McKenzie Wong & Leow)

Speaker: Professor Wan Wai Yee, Mr Nandakumar Ponniya, Mr. Min-tze Lean

Date : 26 June 2018



## Previous Events

**7. Meeting :** Introduce SMU Facility to Students & staffs from King Khalid University & Representative from SACM-SG

Speaker: Professor Tang Hang Wu, Mr. Lim Tau Wee – Sr. Manager of International Office - SMU

Date: 17 July 2018





## Previous Events

**1. Lecture:** Herbert Smith Freehills-SMU Asian Arbitration Lecture – “Investor-State Arbitration: Is There a Future?”

Speaker: Christopher Greenwood (Former judge, International Court of Justice)

Date: 18 October 2018







## Previous Events

**2. Lecture:** Singapore Mediation Lecture – “On Tiptoes Through the Minefield – Cultural Dimensions of Mediation”

Speaker: Joanna Kalowski (Panel member of Resolution Institute’s Advanced Panel, Panel of the Centre de Médiation et d’Arbitrage de Paris and the International Panel of Singapore Mediation Centre)

Date: 31 October 2018



## Previous Events

### 3. Conference: Confronting Modernity's Challenges to Law and Regulation

Date and location: 8-9 January 2019, City University of Hong Kong







## Previous Events

### **4. Conference:** Comparative Corporate Governance Conference 2019

Co-organiser: Singapore Academy of Law

Date: 23-24 January 2019







## Previous Events

### **5. Conference:** Journal of Equity Annual Conference 2019 – “Equitable Fraud”

Speakers: Rebecca Lee (University of Hong Kong, Faculty of Law), Rick Bigwood (TC Beirne School of Law, University of Queensland), Lee Pey Woan (SMU), Tham Chee Ho (SMU), Elise Bant (Melbourne Law School)

Publication: Forthcoming issue of Journal of Equity

Date: 14 February 2019



### **6. Seminar:** Claims Involving Companies and Misdirected Funds/Opportunities

Co-Organiser: The Law Society of Singapore

Speakers: Paul Seah (TKQP), Tang Hang Wu (SMU) and Yip Man (SMU)

Date: 20 September 2018



## Upcoming Events

**1. Lecture :** Dentons Rodyk Dialogue – “Privacy in the Age of Social Media and Data Breaches”

Guest of Honour: SMS Janil Puthuchear

Date: 18 April 2019

**2. Lecture :** Yong Pung How Professorship of Law Lecture

Speaker: Professor Yeo Tiong Min

Date: 22 May 2019

**3. Conference:** Trusts and Wealth Management Conference - Asian Wealth and the Global Context

Keynote Speaker: Lady Mary Arden of UK Supreme Court

Date: 1-2 August 2019

**4. Lecture:** Jones Day Professorship of Commercial Law Lecture 2019

Speaker: Professor Graham Virgo QC (Hon), Senior, Pro-Vice-Chancellor for Education (Cambridge)

Date: 6 August 2019

**5. Talks and Forums:** Roundtable of Corporate Insolvency Law

Date: 5 April 2019



## Upcoming Events

**6. Seminar:** Ethical Challenges Facing In-house Counsel - Issues and Case Studies

Speaker: Associate Professor Andrew Godwin (University of Melbourne)

Date: 22 February 2019

**7. Staff Seminar:** Judicial Policy, Public Perception and the Science of Bias - the Case for a New Approach to the Law of Apprehended Bias

Speaker: Associate Professor Andrew Higgins (University of Oxford)

Date: 11 March 2019

**8. Staff Seminar:** The Remedial Approach to Proprietary Estoppel in Singapore

Speaker: Dr Ying Khai Liew (University of Melbourne)

Date: 25 March 2019





## Research

- ***Books***

R. Nolan, K. Low and HW Tang (eds.), *Trusts and Modern Wealth Management*, (**Cambridge University Press**, 2018), selected papers from CEBCLA 2015 conference on “The Modern Studies in the Law of Trusts and Wealth Management”

HW Tang, *The Principles of the Law of Restitution in Singapore*, (**Academy Publishing**, forthcoming)

Pasha L. Hsieh & Bryan Mercurio (eds.), *ASEAN Law in the New Regional Economic Order: Global Trends and Shifting Paradigms*, (**Cambridge University Press**, forthcoming)

Maartje de VISSER and Gary LOW, *Convergence of Commercial Laws in Asia: Methods & Drivers*, (**Cambridge University Press**, forthcoming)

Mahdev Mohan & Chester Brown (eds.), *Regulation & Investment Disputes: Asian Perspectives*, (**Cambridge University Press**, forthcoming)



## Research

- ***Chapters in Books***

HW Tang, “Equity in the Marketplace: Reviewing the Use of Unconscionability to Restrain Calls on Performance Bonds” in *Equity, Trusts and Commerce*, (J. Penner and P. Davies, eds), (**Hart Publishing**, 2017), 51

HW Tang, “Equity & Trust – 2017 Cases” in *Singapore Academy of Law Annual Review of Singapore Cases*, (**Academy Publishing**, 2018)

HW Tang, “Derivative Actions on Behalf of the Trust: *Beddoe* Orders For Beneficiaries” in *Trusts and Modern Wealth Management*, (R. Nolan, K. Low and HW Tang, eds), (**Cambridge University Press**, 2018) 221

HW Tang, “Financial Planning Mechanisms Available to Persons with Special Needs in Singapore” in *Financial Planning Mechanisms for Persons with Special Needs*, (L. Ho and R. Lee), (**Cambridge University Press**, forthcoming)



## Research

Yip Man, ‘Navigating Singapore’s Private International Rules in the Age of Innovative Cross-border Commercial Litigation Framework’ in *P Sooksripaisarnkit and SR Garimella, China’s One Belt One Road Initiative and Private International Law* (**Routledge**, 2018) Ch 4

Vincent OOI, “Business Trusts Act (Cap 31A)” in *Woon’s Corporations Law*, (Walter Woon, ed) (**LexisNexis**, 2018)

Vincent OOI, Irving Aw and Joanna Yap, “Singapore Income Taxation”, in *Laws of Singapore*, (**Online**, 2018)

Vincent OOI and Liu Hern Kuan, “Goods and Services Tax”, in *Halsbury’s Laws of Singapore: Revenue and Taxation*, (**LexisNexis**, forthcoming)





## Research

Vincent OOI, “Stamp Duty Relief and Anti-Avoidance Provision”, in *Lexis Practical Guidance- Singapore Tax*, (**Online**, forthcoming)

Vincent OOI, “GST Transfers of a Going Concern”, in *Lexis Practical Guidance- Singapore Tax*, (**Online**, forthcoming)

Vincent OOI, “GST Contract Review”, in *Lexis Practical Guidance- Singapore Tax*, (**Online**, forthcoming)

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- ***Journal Articles***

HW Tang, “From *Waqf*, Ancestor Worship To The Rise Of The Global Trust: A History Of The Use Of The Trust As A Vehicle For Wealth Transfer In Singapore” ***Iowa Law Review*** (forthcoming) (invited contribution)



## Research

G McCormack and WY Wan, “Transplanting Chapter 11 of the US Bankruptcy Code into Singapore’s Restructuring and Insolvency Laws: Opportunities and Challenges”, accepted for publication by *Journal of Corporate Law Studies* (corresponding author)

U Varottil and WY Wan, “Hostile Takeover Regimes in Asia: A Comparative Approach”, *Berkeley Business Law Journal* (forthcoming)

C Chen, WY Wan and W Zhang, “Board Independence as a Panacea to Tunneling? An Empirical Study of Related Party Transactions in Hong Kong and Singapore”, accepted for publication by *Journal of Empirical Legal Studies*

WY Wan, C Chen, CW Xia and SH Goo, “Managing the Risks of Corporate Fraud: the Evidence from Hong Kong and Singapore” (2018) 48 *Hong Kong Law Journal* 125 (corresponding author)

WY Wan, C Chen and SH Goo, “Public and Private Enforcement of Corporate and Securities Laws: An Empirical Comparison of Hong Kong and Singapore”, accepted for publication by *European Business Organization Law Review* (corresponding author)



## Research

Vincent OOI, “Stamp Duty Issues in Singapore Corporate Practice” (2018) 30 *Singapore Academy of Law Journal* (published on e-First)

Vincent OOI, “Decisional and Operational Negligence” (2018) 34(4) *Journal of Professional Negligence* 171-189

Vincent OOI and Liu Hern Kuan, “Singapore Goods and Services Taxation in the Digital Economy”, *Tax Notes International* (forthcoming)

Pearlie Koh, “Power Allocation and the Role of Shareholders – A Comparative Examination”, *Berkeley Business Law Journal* (forthcoming)

LEE Pey Woan, “Dual Class Shares in Singapore – Where Ideology Meets Pragmatism”, *Berkeley Business Law Journal* (forthcoming)

Eunice Chua, “Mediation in the Singapore Family Justice Courts: Examining the Mandatory Mediation Model under the Judge-Led Approach”, *Civil Justice Quarterly* (forthcoming)





## Research

Dorcas Quek Anderson, “The convergence of ADR and ODR within the courts: The impact on access to justice”, *Civil Justice Quarterly* (forthcoming)

Jiang Huiqin, “Recent Development in Singapore on the Listing of Dual Class Shares Companies”, *The Company Lawyer* (forthcoming)

Jiang Huiqin, “Demystifying China’s International Commercial Court Regime: International or Intra-national?”, *Chinese (Taiwan) Yearbook of International Law and Affairs* (forthcoming)



# Thank You