
CURRICULUM VITAE

Leon Trakman
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	Page
University Degrees	1
Doctorate, Harvard Law School	1
Masters, Harvard Law School	1
Bachelor of Commerce and Laws, University of Cape Town	1
Professional Qualifications	1
Professorships	
Tenured Professorships	2
Distinguished and Visiting Professorships	2
Professional Appointments	3
Judicial Appointments by US, Canadian and Mexican Governments	3
Mediation Appointments	3
Adjudication Appointments by US, Canadian and Mexican Governments	3
Arbitration Appointments: US, Canada and Mexican Governments	4
Arbitration and Mediation Panels: US, Canada, Europe & Asia	4
Boards of Directors	5
Consulting Experience (Selected, 1980-Present)	6
Government Consulting	6
Lecturer/Consultant on Arbitration, Trade and Investment	7
International Editorial Boards	9
Awards and Research Facilitation	9
Research Fellowships and Awards	9

Research Facilitation	12
Publications	13
Contract and Commercial Law	13
Dispute Resolution	15
Regulation of International Trade and Investment	17
History of Commercial Law	19
Sociology and Law	20
Education and University Governance	21
Constitutional Law and Political Philosophy	22
Human Rights	22
Selected Research Studies and Conference Presentations	23
Contract and Commercial Law	23
Dispute Resolution	25
Regulation of International Trade	26
History and Sociology	28
Constitutional/Political Philosophy	28
Law School, College and University Governance	30
Education: Teaching and Learning	31
Human Rights	32
Editorials and Media Interviews	33
Illustrative Interviews	34
Illustrative Editorials	34

UNIVERSITY DEGREES

Harvard Law School

Doctorate in Law (1979)

Masters in Law (1973)

University of Cape Town

Bachelor of Commerce, Cape Town (1971)

Bachelor of Law, Cape Town (1971)

PROFESSIONAL QUALIFICATIONS

Graduate, Australian Institute of Company Directors (GAICD) (2006)

Barrister, New South Wales, Australia (2002)

Member, Chartered Institute of Arbitrators (1984)

Barrister and Solicitor Nova Scotia, Canada (1981)

Notary Public, Nova Scotia, Canada (1981)

Certified Arbitrator and Mediator, US and Canada (1981)

Advocate, Supreme Court of South Africa, Cape (1971)

PROFESSORSHIPS

Tenured Professorships

University of New South Wales Law School, Sydney Australia

Professor of Law (2007-present)

Dean and Professor of Law (2002-2007)

Dalhousie University Law School, Halifax, Canada

Tenured Professor, Dalhousie Law School (1975-2000)

Distinguished and Visiting Professorships

Distinguished Visiting Professor, **University of California Davis** (1999-2000)

Bora Laskin National Fellow and Professor (1997-1999)

Visiting Professor, **Wisconsin Law School** (1992-1993)

Visiting Professor, **University of Cape Town** (1991 Fall-Term)

Killam Professor, **Killam Foundation** (1987-1988)

Visiting Professor, **Tulane Law School** (1984 Spring-Term)

Bolton Visiting Professor **McGill University** (1983 Fall-Term)

Lecturer in Law, **University of Cape Town** (1972)

PROFESSIONAL APPOINTMENTS (1981-PRESENT)

Extensive international experience as adjudicator, arbitrator and mediator, essential to leadership in governance and management, including in avoiding and resolving disputes among staff, and students. Experience presiding as chair, sole arbitrator or party appointed arbitrator on four continents over 25 years. Appointment has been by contract, *ad hoc*, or by rules of private or public associations. Most active as an arbitrator in New York, Washington, Sydney, Hong Kong, Toronto and Ottawa.

Judicial Appointments by US, Canadian and Mexican Governments

Appointed by the Governments of Canada and the United States to decide **dumping and countervailing duty, damages and injury disputes** under the **U.S.-Canada Free Trade Agreement**. Appointed by Governments of Canada, the US and Mexico to **decide dumping and countervailing duty, damages and injury disputes** under the **North American Free Trade Agreement (NAFTA)**. Nominated by the Government of Canada to decide **investment disputes** under **Chapter 11 of the NAFTA**

Mediation Appointments

Appointed as sole or joint mediator by contract, ad hoc and/or under the rules of applicable mediation associations over 25 years.

Practice areas have included, among others, tertiary education, industrial/labor relations, contract interpretation, and disputes in construction, insurance, debtor/creditor, agency & partnership, distributorship and IP Law.

Adjudicator Appointments: America, Canada and Mexico Governments (Illustrations, 1991-present)

Appointed by the Governments of the United States, Canada and Mexico to decide a variety of NAFTA disputes, including:

In the Matter of: Cold-Rolled Steel Sheet Originating in or Exported from the United States of America **CDA-93-1904-08**

In the Matter of: Synthetic Baler Twine Originating in or Exported from the United States of America **CDA-94-1904-02**

In the Matter of: Refined Sugar Originating in or Exported from the United States of America **CDA-95-1904-04**

In the Matter of: Certain Hot-Rolled Carbon Steel Plate, Originating in or Exported from Mexico **CDA-97-1904-02**

In the Matter of: Corrosion-Resistant Carbon Steel Products from Canada **USA-98-1904-01**

In the Matter of: Corrosion-Resistant Carbon Steel Products from Canada **USA-99-1904-01**

In the Matter of: Certain Iodinated Contrast Media Used for Radiographic Imaging, Originating in or Exported from the United States of America (including the Commonwealth of Puerto Rico) **CDA-USA-2000-1904-01**

In the Matter of: Certain Iodinated Contrast Media Used for Radiographic Imaging, originating in or Exported from the United States of America (including the Commonwealth of Puerto Rico) **CDA-USA-2000-1904-02**

In the Matter of: Certain Softwood Lumber Products from Canada: Sales at Less than Fair Value, Secretariat **USA-CDA-2002-1904-02**

**Arbitration and Mediation Panels: North America, Latin America, Europe,
Africa and Asia
(1981-Present)**

Member, **Chartered Institute of Arbitrators** (MCI Arb), London

Panel of Mediators and Arbitrators, International Center for Dispute Resolution,
American Arbitration Association (AAA), New York

Panel of Conciliators and Arbitrators, **International Chamber of Commerce**
(ICC), Canada

Panel of Mediators and Arbitrators, **International Mediation Center**, (IMC)
Dallas, Texas

Panel of Mediators and Arbitrators, **CPR Institute for Dispute Resolution**, New
York

Panel of Mediators and Arbitrators, **Centre for Dispute Resolution (CFDR)**,
Calgary, Alberta

Panel of Mediators and Arbitrators, **World Intellectual Property Organization (WIPO)**, Geneva

Panel of Arbitrators, **Australian Centre for International Commercial Arbitration (ACICA)**, Melbourne, Australia

Panel of Arbitrators, **London Court of International Arbitration (LCIA)**,
London, UK

Panel of Commercial Arbitrators, **Hong Kong International Arbitration Centre**, Hong Kong China

Panel on Domain Names, **Hong Kong International Arbitration Centre**, Hong Kong China

Panel of arbitrators, **CPR Institute for Dispute Resolution**, New York

Panel of Arbitrators and Mediators, **British Columbia International Commercial Arbitration Centre (BCICAC)**, Vancouver, Canada

Dispute Resolution Panel, **Domain Island, Universal Registry**, (BCICAC)

BOARDS OF DIRECTORS (1974-PRESENT)

Academic Council of the **Institute for Transnational Arbitration** international academics, See:

<http://www.cailaw.org/Institute-for-Transnational-Arbitration/academic-council.html>

(2009-Present)

Board of Advisors, **Australian Centre for International Commercial Arbitration** (until 2006)

Director, **New South Strategies** (2005-2006)

Advisory Board Member of the **NSW Bar Association** (until 2005)

Director, **UNISEARCH** (2002-2005)

President, **Trakman Associates** (2001-Present)

Co-Principal in Various Technology Start-ups (e.g., Webwise.ws, ConflictSolver.com)

Board of Directors, **International Mediation Centre**, Dallas, Texas (1992-1997)

President, **LET Commercial Consulting Inc.** (1996-2001)

Director, **Gotra Chemical Company** (1974-2002)

Director, **Heleon Investments** (1974-1986)

Director, **Wondor Products** (1974-2002)

CONSULTING EXPERIENCE (SELECTED, 1980-PRESENT)

I am an internationally recognized consultant and lecturer on investment law, arbitration and mediation.

Government Consulting

Consultant on International Investment Treaties and Contracts to Mongolia and Vietnam (2009-2013)

Senior Consultant to the Colleges of Law (Australia and New Zealand) on specialized legal education (2007-2010)

Established Post-Graduate programs leading to a Masters in Legal Practice in Corporate Law and Family Law and initiated program in Wills and Estates at the College of Law (2007-2010)

Served on the Bar Examination and Admissions Committee, New South Wales Bar (2004-2006)

Board of Directors, New South Strategies (2005-2006)

Consultant, Department of Justice, Canada, on the Constitution (1999, 2001)

Consultant, Department of Justice, Canada, on Aboriginal Justice (1999, 2001)

Consultant to the Canadian Bar Association, Task Force on Civil Justice, on alternative methods of dispute resolution in business. Published study, *see* **Publications** below (1995-1996)

Appointed to provide judicial education to, *inter alia*, Government of Malawi, Lesotho. Published Study, *see* **Research Studies and Conference Papers** below (1993)

Appointed by External Affairs, Canada, to advise the African National Congress and the Law Commission of South Africa on devising a bill of rights for South Africa, Senate Reform, and creating a Constitutional Court for South Africa (1990-1993)

Consultant, on establishing trade and investment relations in South Africa (1992-1994)

Consultant, External Affairs, Canada, on Constitutional Reform in Southern Africa (1990-1991)

Consultant, Government of Nova Scotia, on Section 15 of the Canadian Charter of Rights and Freedoms (1988)

Consultant, Government of Canada, on the Charter of Rights and Freedoms (1981-1982)

Lecturer and Consultant on Arbitration, Trade and Investment

Guest speaker at a workshop on international commercial arbitration in China for government officials, lawyers and academics held at Xi'an Jiaotong **University, China** (2013)

Opening Speaker at an international conference on Commercial Law and International Arbitration held by the **Federal Court of Australia** (2013)

Invited Speaker at a national conference for lawyers and academics on "The National Interest" in the **Gold Coast, Queensland** (2013)

Conducted a two day workshop for judges of the **Supreme Court of Vietnam** organized by the **International Development Law Organization** (see: <http://www.idlo.int/DOCCalendar/174doc.pdf>; 2008 and 2009)

Keynote speaker at a conference of practicing arbitrators and mediators on resolving disputes on international investment disputes in Institute Arbitraje de Peru, **Lima, Peru**, (see: <http://www.idarbperu.org.pe/programa.html>; 2012)

Conducted an intensive five day workshop for government officials, lawyers and academics at an international investment conference at **Xi'an Jiaotong University, China** (see: http://fxy.xjtu.edu.cn/english/News_Show.asp?News_Id=249)students; 2012)

Co-conducted an intensive five day workshop on international investment law for government officials, lawyers and academics in **Mongolia**, organized by **GIZ and World Trade Institute** (2012)

Invited Speaker at a round table for officials, lawyers and academics on Investment in China at China University of Law and Political Science, **Beijing, China** (2012)

Invited Speaker at an international conference at the **University of Hong Kong** on the significance of China in international investment law (2012)

Invited Speaker at a workshop for lawyers and academics at **the University of Melbourne** on the Transpacific Partnership Agreement (2012)

Speaker at a workshop at the **University of New South Wales** on investment law in China (2012)

Instructor of candidates for professional examinations and certification as mediators, conciliators and arbitrators, such as under the auspices of the prestigious **Chartered Institute of Arbitrators** (1986-Present)

Consultant to corporations on compliance with industrial/labour standards, and in resolving contract and commercial disputes (1980-Present)

INTERNATIONAL EDITORIAL BOARDS (1981-PRESENT)

Australian Yearbook of International Law

Melbourne Journal of International Law

Leiden Journal of International Law

Journal of Management Inquiry

Australian Journal of International Law

International Review of Administrative Sciences

International Advisory Board, South African Law Journal (2001-2013)

Co-Editor in Chief, Doing Business in Mexico, Transnational Legal Publishers, USA
(1999-2007)

Decanal Advisor, University of New South Wales Law Journal, Australia (2002-2007)

Board of Editors, Constitutional Commentary, Canada (1998-2004)

Editorial Board, Canadian Insurance Law Journal (1987-1995)

Consulting Editor, Company Law Journal, S.A. (1981-1987)

Consulting Editor, Insurance Law Journal, S.A. (1981-1987)

Associate Editor, Dalhousie Law Journal, Canada (1976-1978)

AWARDS AND RESEARCH FACILITATION (1975 TO PRESENT)

Research Fellowships and Awards

Received over **\$3 million** in fellowships, grants and awards in interdisciplinary fields

Australian Research Council Discovery Grant \$260,000 (2013-2016)

UNSW President's Grant, International Trade and Investment Law (2007-2011)

UNSW President's Consultative Grant, University Governance (2007-2008)

Research Grants, University of New South Wales, Australia (2002-2013)

Social Sciences and Humanities Research Council of Canada Award [hereinafter SSHRCC] (2002-2010)

SHRCC Research Award (1997-2000)

Department of Justice, Canada, Research Consultative Grant, Constitutional Reform (1998-2000)

Bora Laskin National Fellow, Canada. Awarded to a single professor in a multidisciplinary contest across Canada (1997)

Bora Laskin National Fellowship in Human Rights Research Grant (1997-1998)

Canadian Bar Association, Research Project Grant (1995-1996)

SSHRCC Research Award (1993-1996)

Research Development Grant (1994-1995)

Social Sciences and Humanities, Research Grant (1993-1996)

Department of Justice, Canada, Research Grant (1993-1995)

Research Development Grant (1993-1994)

Dalhousie, Research Travel Grant (1992)

Honorary Fellowship, Institute for Legal Studies, University of Wisconsin (1992)

Social Sciences and Humanities, Research Grant (1991-1992)

SSHRCC Research Award (1991-1992)

External Affairs, Traveling and Research Grant (1990)

Social Sciences Fellowship (1989)

Law Foundation Fellowship (1989)

Justice Project, Release Time Stipend (1988-1989)

Social Sciences and Humanities Research Council of Canada, Research Grant (1988-1989)

Senior Killam Fellowship (1987)

The Foundation for Legal Research, Research Grant (1986-1987)

Nova Scotia Law Foundation Research Grant (1986-1987)

Graduate Studies Research Grant (1986)

Full Merit Grant, for Outstanding Contribution to Research and Teaching, Dalhousie Law School (1981-1982; 1983-1984)

Social Sciences and Humanities Research Council of Canada, Research Grant (1983-1984)

SSHRC Research Award (1982-1983)

Bolton Senior Fellowship, McGill University (1982)

Law and Economics, Research Grant (1982)

Liberty Fellowship, Stanford, California (1982)

Humane Studies, Research Grant (1982)

Canada Council, Research Grant (1978-1980)

Doctoral Fellowship, Harvard Law School 1975)

Distinctions average award, LL.M., Harvard Law School (1973)

Entrance Fellowship, Harvard Law School (1972)

Canada Council Fellowship and Grant (1976-1977)

Research Facilitation (1977-present)

Enhanced protocols for the governance of Research Centers at UNSW, including the management and advisory committees, financial accountability and reporting (2002-Present)

Chair, Undergraduate Education Committee, Faculty of Law (2012-present)

Supervisor, 6 PhD Students from China (3), Pakistan (1), the US (1) and Australia (1)

Chair or Member of Management/Advisory Committee of the following Research Centers: Gilbert + Tobin Public Law Centre (2002-2006); Baker + McKenzie Cyberspace Law Centre (2003-2005); Australian Human Rights Centre (2002-2005); Austlii (2002-2006); Indigenous Law Centre (2002-2004)

Chair, Review Panel, Australian Defense Studies Centre, ADFA (2003-2004)

Member, Review Panel, Centre for Gender Related Violence Studies (2003)

Serve as internal and external examiner of over 30 doctorate theses in business, law, political science, philosophy and education, inter alia, in U.S., Canada, UK and Australia (1979-Present)

Assist commercial and academic publishers in the US, Canada and the UK in evaluating publication policies and assessing manuscripts, e.g., Oxford U. Press, Toronto, (1999- present); Transnational Legal Publishers, N.Y., (1998-Present); U. Toronto Press, Toronto, (1996-Present)

Served as a Member and Chair of various national Panels of the Social Sciences and Humanities Research Council of Canada responsible for awarding research grants in Law, Philosophy and Political Science (1984-1996)

Chaired the National Panel, Graduate Student Awards, Social Sciences and Humanities Research Council of Canada (1983-1985)

Chaired or served on national research grants committees, such as the National Selection Panel, Molson Prize Committee, Canada (1998-2002); the Bora Laskin National Selection Committee, Canada (1997-2001); and Committee 11 of the Social Sciences and Humanities Research Council of Canada (1981-1996)

Consultant, SSHRCC, Canada, expanding research initiatives in the tertiary sector (1980-1999)

Consultant to colleges and universities involved, *inter alia*, in setting standards for governance (1980-Present)

PUBLICATIONS

Over **100 publications** as books, articles and papers on, *inter alia*, history, sociology, college and university governance, political science and dispute resolution. A selected list includes:

Contracts and Commercial Law

Books and Book Chapters:

Contracts: Legal, IN INTERNATIONAL ENCYCLOPEDIA OF THE SOCIAL AND BEHAVIORAL SCIENCES, ELSEVIER PUBLISHERS, OXFORD (2013)

THE LAW MERCHANT: THE EVOLUTION OF COMMERCIAL LAW, FRED B. ROTHMAN, (1983); HEIN (2013)

CONTRACTS: LEGAL: INTERNATIONAL ENCYCLOPAEDIA OF THE SOCIAL AND BEHAVIORAL SCIENCES, VOL.3.8/102 (2001)

INTERNATIONAL BUSINESS LAW, with Brian Mercurio, Meredith Kolski Lewisno Zellers, OXFORD UNIVERSITY PRESS (2010)

Punitive Damages, in REMEDIES, ISSUES AND PERSPECTIVES (1991)

LEON E. TRAKMAN, AN INTRODUCTION TO THE COMMON LAW, DALHOUSIE CONTINUING LEGAL EDUCATION SERIES (1980)

LEON E. TRAKMAN, THE CONTRACTUAL ALLOCATION OF RISKS OF UNUSUAL CONTINGENCIES IN INTERNATIONAL OIL SALES, THESIS (S.J.D.), HARVARD LAW SCHOOL (1979)

Introduction to the Common Law and Guide to Legal Research, in D.A. LONG: GUIDE TO LEGAL RESEARCH IN COMMON LAW BY DOROTHY A. GUIDE. [Halifax Canada,]: Civil Law/Common Law Exchange Program, Faculty of Law, Dalhousie University (1978)

Journal Articles:

A Plural Account of the Law Merchant, 2(3) *Transnational Legal Theory* 309 (2011)

From the Medieval to the Twenty First Century Law Merchant, 28(4) *American Business Law Journal* 775 (2011)

Pluralism in Contract Law, 58 *Buffalo Law Review* 1031 (2010)

The Boundaries of Contract Law in Cyberspace, *International Business Law Journal/ Revue de Droit des Affaires Internationales* 161-194 (2009)

The Boundaries of Contract Law in Cyberspace, 38(1) *Public Contract Law Journal* 187 (2008)

The Rights and Responsibilities of Auditors to Third Parties: A Call for a Principled Approach 31 *Queens Law Journal* 148 December (2005)

Appropriate Conflict Management, *Wisconsin L. Rev.* 919 (2002)

Escape Hatches in Life Insurance Policies: Rights and Responsibilities, 35 *U.British Columbia Law Review* 91 (2001)

The Efficient Resolution of Business Disputes, 30 *Can. Bus.L.J.* 321 (1998)

David Meets Goliath: Consumers Unite Against Big Business, 25 *Seton Hall L.Rev.* 617 (1994)

Porridge or Scrambled Eggs? Comments on, inter alia, Contracts that Infringe Public Policy in the OLRC Report on Amendment of the Law of Contract 14 *Can. Bus. L.J.* 75 (1988)

Winner Take Some: Loss Sharing and Commercial Impracticability, 69 *Minnesota L. Rev.* 471 (1985)

Non-disclosure in Insurance Law, 8 *J. Insurance Law* (1985)

Mysteries Surrounding Material Disclosure in Insurance Law, 34 *Toronto L.J.* 421 (1984)

Adhesion Contracts and the Law of Insurance, 13 *Manitoba Law J.* 23 (1983)

Legal Fictions and Frustrated Contracts, 46 *Modern L.Rev.* 39 (1983)

Fairness, Expediency and the Law of Insurance, 6 *J. Insurance L.* 88 (1982)

Interpreting Contracts: A Common Law Dilemma, 59 *Canadian Bar Rev.* 241 (1981)

The Unharnessed Insurer: A Foreboding Presence, 31 *Toronto L.J.* 318 (1981)

Exclusion Clauses in Contracts, 67 *Canadian Bar Rev.* 387 (1979)

Review, War in Life Insurance Contracts: Judicial Interpretation of its Meaning, 24 *McGill Law Journal* 350-3 (1978 Summer)

Effect of illegality in South African Law – A Doctrinal and Comparative Study, 94 *South African Law Journal* 468 (1977)

Effect of Illegality in the Law of Contract: Suggestions for Reform, 55 *The Canadian Bar Review* 625 (1977)

Dispute Resolution

Books and Book Chapters:

China and Investor-State Arbitration in CHINA, TRADE AND INVESTMENT, CAMBRIDGE, (forthcoming, 2014)

China and Investor-State Arbitration, in WEN SHAN, THE ICSID, BRILL, (forthcoming, 2014)

Resolving Investor-State Disputes: Australia's Dilemma and Choices PARSONS CENTRE, UNIVERSITY OF SYDNEY, (forthcoming 2014)

Australia's Rejection of Investor-State Arbitration: A Sign of Global Change?, in LEON E. TRAKMAN AND NICK RANIERI, REGIONALISM IN INTERNATIONAL INVESTMENT LAW, OXFORD UNIVERSITY PRESS (2013)

Investment Dispute Settlement under the Trans Pacific Partnership Agreement, in TANIA VOON (ED), TRADE LIBERALISATION AND INTERNATIONAL CO-OPERATION, EDWARD ELGAR (2013)

Australia and the Future of Investor State Arbitration in MICHAEL LEGG (ED), THE FUTURE OF DISPUTE RESOLUTION, LEXIS NEXIS (2012)

Dispute Resolution under Chapter 19 of the NAFTA in DOING BUSINESS IN MEXICO, TRANSNATIONAL LEGAL PUBL., New York (2004)

Arbitrating under Chapter 11 of the NAFTA: *A Mexican Investor vs. the US* in LEON E TRAKMAN, NICK RANIEIR & MARLIN LOPEZ, *DOING BUSINESS IN MEXICO* TRANSNATIONAL LEGAL PUBL., New York (2002)

Journal Articles:

Deciding Investor States Disputes: Australia's Distinctive Approach 15(1) *Journal of World Investment and Trade* (2014)

Investment Dispute Resolution under the Proposed Transpacific Partnership Agreement: Prelude to a Slippery Slope? 48(2) *Journal of World Trade* (forthcoming, 2014)

Investor-State Arbitration in China, *Chinese Journal of Comparative Law* (forthcoming, 2014)

Bilateral Trade and Investment Agreements, 3 *Transnational Dispute Management* available at <http://www.transnational-dispute-management.com/article.asp?key=1849>; (2012)

Choosing Domestic Courts over Investor-State Arbitration: Australia's Repudiation of the Status Quo, 35(3) *University of New South Wales Law Journal* 979 (2012)

Ex Aequo et Bono: Basing Decisions on that which is Just and Fair, 3 *Transnational Dispute Management* available at <http://www.transnational-dispute-management.com/article.asp?key=1834>; (2012)

Investor-State Arbitration or Local Courts: Will Australia Set a New Trend?, 46(1) *Journal of World Trade* 83 (2012)

The ICSID in Perspective" *Transnational Dispute Management*, online journal, <http://www.transnational-dispute-management.com/journal-advance-publication-article.asp?key=463>; (2012)

The ISCID under Siege, 45(3) *Cornell International Law Journal* 603-665 (2012)

Legal Traditions and International Commercial Arbitration, *Transnational Dispute Management*, online journal, available at <http://www.transnational-dispute-management.com/article.asp?key=1820>; (2012)

Resolving Investor-State Disputes under a Transpacific Partnership Agreement – What Lies Ahead? *Transnational Dispute Management*, online journal, available at <http://www.transnational-dispute-management.com/journal-advance-publication-article.asp?key=466>; (2012)

Arbitrating Options: Turning a Morass into a Panacea, 41(1) *University of New South Wales Law Journal* 292 (2008)

The Impartiality and Independence of Arbitrators Reconsidered, 10 *International Arbitration Law Review*, Sweet and Maxwell, available at http://papers.ssrn.com/sol3/papers.cfm?abstract_id=981085 (2007)

Legal Traditions and International Commercial Arbitration, 17 *American Review of Arbitration* 1, (2006)

Confidentiality in International Commercial Arbitration, 18 *Arbitration International* 1 (2002)

Arbitrating Investment Disputes under Chapter 11 of the NAFTA 18 *Journal of International Arbitration* 385 (2001)

Alternative Dispute Resolution: The Case for Commercial Arbitration, CORPORATE LIABILITY, Corporate Legal Counsel Association of Canada (1992)

Alternative Dispute Resolution, International Trade Law 40 *Maine L.Rev.* 225 (1988)

Privatizing Dispute Resolution under the Free Trade Agreement: Truth or Fancy? 40 *Maine L.Rev.* 349 (1988)

Regulation of International Trade and Investment

Books and Book Chapters:

Australia's Rejection of Investor-State Arbitration: A Sign of Global Change, in LEON E. TRAKMAN AND NICK RANIERI, REGIONALISM IN INTERNATIONAL INVESTMENT LAW, OXFORD UNIVERSITY PRESS (2013)

Bilateral Trade and Investment Agreements in LEON E. TRAKMAN AND NICK RANIERI, REGIONALISM IN INTERNATIONAL INVESTMENT LAW, OXFORD UNIVERSITY PRESS (2013)

The Case for Investment Liberalization, in LEON E. TRAKMAN AND NICK RANIERI, REGIONALISM IN INTERNATIONAL INVESTMENT LAW, OXFORD UNIVERSITY PRESS (2013)

Foreign Direct Investment: A Historical Perspective, in LEON E. TRAKMAN AND NICK RANIERI, REGIONALISM IN INTERNATIONAL INVESTMENT LAW, OXFORD UNIVERSITY PRESS (2013)

The ICSID in Perspective, in LEON E. TRAKMAN AND NICK RANIERI, REGIONALISM in INTERNATIONAL INVESTMENT LAW, OXFORD UNIVERSITY PRESS (2013)

Instituting Investment Claims under the Trans-Pacific Partnership Agreement, in WENHUA SHAN, ed, THE ICSID, BRILL (2013)

Investment Dispute Settlement under the Trans Pacific Partnership Agreement in TANIA VOON (Ed), TRADE LIBERALISATION AND INTERNATIONAL CO-OPERATION: A LEGAL ANALYSIS OF THE TRANS-PACIFIC PARTNERSHIP AGREEMENT, EDWARD ELGAR, (2013)

REGIONALISM IN INTERNATIONAL INVESTMENT LAW (with NICK W. RANIERI), OXFORD UNIVERSITY PRESS (2013)

Australia and the Future of Investor State Arbitration, in MICHAEL LEGG, ed., THE FUTURE OF DISPUTE RESOLUTION, LEXIS NEXIS (2012)

Dispute Resolution: Arbitration, in BRYAN MERCURIO, LEON E. TRAKMAN, MEREDITH KOLSKY LEWIS AND BRUNO ZELLERS, INTERNATIONAL BUSINESS LAW, OXFORD UNIVERSITY PRESS (2010)

Dispute Resolution: Courts, in BRYAN MERCURIO, LEON E. TRAKMAN, MEREDITH KOLSKY LEWIS AND BRUNO ZELLERS, INTERNATIONAL BUSINESS LAW, OXFORD UNIVERSITY PRESS (2010)

Foreign Direct Investment, in LEON E. TRAKMAN, BRYAN MERCURIO, MEREDITH KOLSKY LEWIS AND BRUNO ZELLERS, INTERNATIONAL BUSINESS LAW, OXFORD UNIVERSITY PRESS (2010)

LEON E. TRAKMAN, NICK W. RANIERI, MARLON LOPEZ (AUTHORS AND EDS), DOING BUSINESS IN MEXICO, TRANSNATIONAL LEGAL PUBLISHERS (Loose Leaf with Supplements, 2006)

Rights and Responsibilities in International Environmental Law in LEON E. TRAKMAN, NICK RANIERI & MARLON LOPEX, DOING BUSINESS IN MEXICO, TRANSNATIONAL LEGAL PUBL., New York (2003)

LEON E. TRAKMAN, DISPUTE SETTLEMENT UNDER THE NAFTA: MANUAL AND SOURCEBOOK, ASSISTED BY KIRTI JADEJA, TRANSNATIONAL PUBLISHERS, New York (1997); reviewed in The Metropolitan Corporate Counsel, October (1997); Yearbook, Commercial Arbitration Vol. XXII, 1109 (1997); Bimonthly Review of Law Books, January-February 8 (1998)

LEON E. TRAKMAN, *THE LAW MERCHANT: THE EVOLUTION OF COMMERCIAL LAW*, FRED B. ROTHMAN (1983); HEIN ONLINE (2013) Reviewed, inter alia, in 97 *Harvard Law Review* 1495 (1985); 21 *The International Lawyer* 606 (1987)

Performance under the UNIDROIT, in *THE UNIDROIT, PANAMERICANA*, Mexico (1997)

Journal Articles:

China and Foreign Direct Investment: Does Distance Lend Enchantment to the View? 1(2) *Chinese Journal of Comparative Law* 1093 (2013)

The Transpacific Partnership Agreement: Significance for International Investment, *Journal of International Commercial Law* (2013)

Foreign Direct Investment: An Australian Perspective, 63 *International Trade & Business Law Review* 31-85 (2010)

Foreign Direct Investment: Hazard or Opportunity? 41 *George Washington Int'l.L.Rev.* 1-67 (2010)

The Proliferation of Free Trade Agreements: Bane or Beauty? 42 *Journal of International Trade* 367 (2008), also posted at <http://law.bepress.com/unswwps/flrps/art54/>

Book Reviews:

Review of Vivienne Bath and Luke Nottage, *Foreign Investment and Dispute Resolution Law and Practice in Asia*, 61(4) *Comparative & International Law Quarterly* 1022 (2012)

Review, *Letters of Credit under International Trade Law*, 34 *American J Comparative L.* 145 (1986)

Review, *Grain Contracts and Arbitration*, 34 *American J Comparative L.* 152 (1986)

Review, *Non-performance in International Sales Contracts*, 29 *Oil & Gas Tax Q.* 716 (1981)

History of Commercial Law

Books and Book Chapters:

Foreign Direct Investment: A Historical Perspective in LEON E. TRAKMAN AND NICK RANIERI (EDS), *REGIONALISM IN INTERNATIONAL INVESTMENT LAW*, OXFORD

UNIVERSITY PRESS (2013)

THE LAW MERCHANT: THE EVOLUTION OF COMMERCIAL LAW, Fred B Rothman (1983), reviewed, *inter alia*, in 97 *Harvard Law Review* 1495-2022 (1984)

Journal Articles and Book Reviews:

Legal Traditions and International Commercial Arbitration, *Transnational Dispute Management*, online journal at: <http://www.transnational-dispute-management.com/article.asp?key=1820> (2012)

A Plural Account of the Law Merchant, 2(3) *Transnational Legal Theory* 309 (2011)

From the Medieval to the Twenty First Century Law Merchant, 28(4) *American Business Law Journal* 775 (2011)

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From the Medieval Law Merchant to E-Merchant Law, 53 *Toronto L.J.* 265 (2003)

The Law Merchant, 2 *Humane Studies Rev.* 1 (1985)

Evolution of the Law Merchant: The Modern Law Merchant, 12 *J. Maritime Law & Commerce* 153 (1981)

Evolution of the Law Merchant: The Medieval Law Merchant, 12 *J. Maritime Law & Commerce* 1 (1980)

Sociology and Law

Books and Book Chapters:

Pierre Elliot Trudeau: a Canadian Scandal? in AFTERMATH: THE CLINTON IMPEACHMENT AND THE PRESIDENCY IN THE AGE OF POLITICAL SPECTACLE, EDS. L EONARD V KAPLAN; BEVERLY I MORAN, NEW YORK UNIVERSITY PRESS (2001)

Journal Articles and Reviews:

Leon E. Trakman, A Tribute to Thomas Wälde: A Man Larger than Life, *Transnational Dispute Management*, online journal, at <http://www.transnational-dispute-management.com/article.asp?key=1817>; (2012)

Review, Philosophy and Social Issues: Five Studies, 6 *Dalhousie L.J.* 718 (1980)

Review, Law and Society, 3 *Dalhousie L.J.*, 632 (1976)

Education and University Governance

Books and Book Chapters:

LEON E TRAKMAN PROFESSIONAL COMPETENCE AND THE LAW, Ed, assisted by D. Watters, DALHOUSIE CONTINUING LEGAL EDUCATION SERIES (1981)

Journal Articles:

Governance Models: Tips, Tricks and Traps, *Academe* 41-43 (2008)

Modelling University Governance, 62 *Higher Education Quarterly* 63 (2008)

Building the Dream – Getting New Structures for Old Faculties, 38 *Toledo Law Journal* 633 (2007)

University Governance – New Model as Keeper of Public Trust, *The Australian* (2006)

Contract and Commercial Law Scholarship in Common Law Canada, 23 *Osgoode Hall Law Journal* 663 (1985)

Law and Learning: Report of the Consultative Group on Research and Education in Law, Social Sciences and Humanities Research Council of Canada, 21 *Osgoode Hall L.J.* 554 (1983)

Review, Essays on Legal Education, 33 *Toronto L.J.* 376 (1983)

Competence in Law: An Unending Search, Lead Article, Symposium, 11 *Capital Un. L. Rev.* 401 (1982)

Legal Competence: Yesterday and Tomorrow, 7 *Dalhousie Law J.* 831 (1982-83)

Canadian Law Schools: In Search of Excellence, 6 *Dalhousie L.J.* 303 (1980)

Law Student Teachers: An Untapped Resource, 30 *J. Legal Education* 331 (1979)

The Need for Legal Training in International, Comparative and Foreign Law: Foreign Lawyers at American Law Schools, 27 *J. Legal Education* 509 (1976)

Constitutional Law and Political Philosophy

Books and Book Chapters:

RIGHTS AND RESPONSIBILITIES, (with Sean Gatien), University of Toronto Press (1999); reviewed, inter alia, in *New York Law Journal*, December 14, 1999 (pp. 2 & 3) nominated for the Walter Owen Book Prize

REASONING WITH THE CHARTER, BUTTERWORTHS CANADA (1991)
Reviewed, inter alia, in (2) *Literary Review of Canada* 5 (1992); 71 *Canadian Bar Review* 400 (1992); 4(3) *Dalhousie Law Journal* 560 (1992); 21 *Ottawa Law Journal* 289 (1992)

LEON E. TRAKMAN, REASONING WITH THE CHARTER, STUDENT EDITION, BUTTERWORTHS, (1991)

Journal Articles:

R. v. Oakes 1986-1997: Back to the Drawing Board (with Will Cole Hamilton and Sean Gatien), 36 *Osgoode Hall L.J.* 83 (1998)

The Demise of Positive Liberty, 6:3 *Constitutional Forum* (1995)

Section 15: Equality? Where? 6:4 *Constitutional Forum* (1995)

Substantive Equality in Constitutional Jurisprudence: Meaning Within Meaning, 7 *Canadian Journal of Law and Jurisprudence* 27 (1993)

Group Rights: A Canadian Perspective, 24(4) *New York University Journal of International Law and Politics* 1579 (1992)

Casebook, Jurisprudence, Halifax, Dalhousie University, Faculty of Law (1982)

Human Rights

Books and Book Chapters:

Interpreting a Bill of Rights: Canada and South Africa Compared, in INTERPRETING A BILL OF RIGHTS, Juta, South Africa (1994)

Journal Articles:

The ICSID Under Siege, *Cornell International Law Journal* (2012)

Ex Aequo et Bono: Basing Decisions on that which is Just and Fair *Transnational Dispute Management*, online journal, at <http://www.transnational-dispute-management.com/article.asp?key=1834> (2012)

Review, The Rule of Law, Justice and Interpretation, 34 *U.B.C. Law Review* 579 (2001)

Native Cultures in a Rights Empire: Ending the Dominion, 45 *Buffalo L.Rev.* 189 (1997)

Transforming Free Speech: Rights & Responsibilities, 56 *Ohio St. L.J.* 899 (1995)

Abortion Rights, Taking Responsibilities More Seriously Than Dworkin (with Sean Gatien) 48 *Southern Methodist U. L. Rev.* 585 (1995)

Rights and Values in the Abortion Debate: A "Rights Metamorphosis"(with Sean Gatien) 14 WINDSOR YEABOOK ON ACCESS TO JUSTICE 420 (1995)

Rights Talk, 1(3) *The Vital Nexus* 41 (October, 1993)

RESEARCH STUDIES, CONFERENCE AND WORKSHOP PRESENTATIONS (SELECTED)

Contracts and Commercial Law

The Impact of the Global Financial Crisis on International Investment and Treaty Law (UNSW Study, 2008, published in *George Washington International Law Journal* 2009)

Theories of Consent in Contract Law (UNSW Study, 2008, published in *Buffalo Law Review*)

Modernizing the Modern Law Merchant (SSHRCC Study, 2000)

“Escape Hatches” in Life Insurance Policies (SSHRCC Study, 1998)

Performance and the Unidroit: An Evaluation of Article 6.1 of the Unidroit (Universidad Panamericana Mexico City, 1997)

Performance and the Unidroit (Universidad Panamericana, Mexico City, 1996)

The Philosophy Underlying Punitive Damages (International Conference on the Law of Remedies, University of Windsor, Fall 1989)

Contracts That Infringe Public Policy: Report on Amendment of the Law of Contract (Canadian Workshop on Consumer and Commercial Law, Toronto, Spring 1987)

The Doctrine of "Changed Circumstances" in the Common Law of Contracts, Canadian Association of Law School Teachers, Vancouver, Spring 1985)

The Limits of Punitive Damages in Contract Law (research study project, Dalhousie 1985)

Choice of Laws and Mass Disasters (written as Visiting Professor at Tulane Law School, Spring 1984)

Punitive Damages in the Law of Contracts (Canadian Workshop on Consumer and Commercial Law, Montreal, Spring 1985) Harmonizing Commercial Law (Louisiana State University, March 1984)

The Just Ends Approach and the Conflict of Laws (written as Visiting Professor at McGill University, 1983)

Drafting and Interpreting International Contracts of Sale (research project, funded by the S.S.H.R.C.C., 1982)

Contracts for the Sale of Crude Oil, A Preliminary Study (research project, funded by S.S.H.R.C.C., 1981)

International Commercial Arbitration (research project, S.S.H.R.C.C., 1981)

International Contracts for the Sale of Oil: Their Performance and Non-performance (Harvard Law School, 1979)

An Analysis of Trade Terms in Commercial Law and Practice (Harvard Law School, 1978)

An Interpretation of International Oil Contracts (research project, S.S.H.R.C.C., 1978)

Negotiating Techniques: An Analysis of Selected Contracts of Sale (research project, S.S.H.R.C.C., 1978)

Dispute Resolution

Regulating Investor-State Conflicts: Arbitration or Litigation? International Commercial Law and Arbitration Conference, Federal Court of Australia, Sydney, Australia, 22 August 2013

Arbitration and Investment Treaty Disputes, Ulaanbaatar, Mongolia, October 29-November 2 2012

Regulating International Investment Law: The Role of the ICSID (International Conference, Xi'an, China, 25-30 June 2012)

Preparing for International Investment Arbitration (Intercontinental Arbitration Congress, Lima, Peru, 16-18 May 2012)

Confidentiality in International Commercial Arbitration (Workshop on Arbitration, Chartered Institute of Arbitrators and UNSW, Sydney, 2006 & 2007)

International Commercial Arbitration and the NAFTA (Workshop on Arbitration, Chartered Institute of Arbitrators and UNSW, Sydney, 2006)

State Sovereignty and Commercial Arbitration (Workshop on Arbitration, Chartered Institute of Arbitrators and UNSW, Corrs Chambers, Sydney, 2006)

Developing More Effective Arbitration Environments for Trade and Financial Services: Lessons for World Centres (Singapore Management University, Singapore, 2004)

Dispute Resolution under Chapter 19 of the NAFTA: A Comparative Reflection (International Trade Conference, Department of Foreign Affairs and Trade, Canberra, 2003)

Confidentiality in International Commercial Arbitration (Halifax, Canada, 2001)

Alternative as “Appropriate” Dispute Resolution (University of Wisconsin Law School, 2000)

International Commercial Arbitration: Preparing for Change (Luncheon Presentation, Staff Lawyers, International Center, American Arbitration Association, New York, 2000)

Valuing International Commercial Arbitration (American Arbitration Association, 2000)

New Dispute Avoidance and Resolution Issues Facing Business Clients (American Bar Association, San Antonio, Texas, 1999)

Symposium, International Commercial Arbitration (American Arbitration Ass., New York, 1999)

ADR (El Centro Jurici del ITESM and World Trade Center, Monterrey, Mexico, 1997)

Litigation and ADR: An Inclusive or Exclusive Approach? (Canadian Bar Association, 1995)

Arbitration as Alternative Dispute Resolution (presented at 4th Annual Meeting of the Canadian Corporate Counsel Association, August, 1992)

Arbitration and ADR (Paper prepared for presentation, Canadian Corporate Counsel Association, 1992)

International Commercial Arbitration: A Case Study (U. Wisconsin Law School, 1993)

International Arbitration and Dispute Resolution (ADR Workshop, University of Maine, 1988)

Regulation of International Trade

China and the Regulation of Investor-State Disputes (National Conference, 5-10 May 2013, Xi'an, China, 2013)

China and ICSID, International Workshop and Roundtable on International Investment Law and Arbitration, (Xi'an, China, June 19-26 2012)

International Investment in China (China University of Law and Political Science, Beijing, December 4 2012)

International Investment; Treaties: Hong Kong, China and Australia (University of Hong Kong, December 8 2012)

Investment in China, (UNSW Research Conference on Trade and Investment in Asia, August 3 2012)

The Transpacific Partnership Agreement, (Melbourne Law School, August 18, 2012)

Australian Perspectives on Direct Foreign Investment (University of New South Wales, 2009)

The Culture of Multilateral Trade: Is there a Place for Bilateralism? (University of New South Wales, 2007)

The IBA Guidelines on Conflict of Interest (University of New South Wales, 2006)

Adopting the Free Trade Agreement: From Multilateral to Bilateral Trade Agreements (University of New South Wales/Coudert Bros. The FTA, Parliament House, Sydney, 2004)

Investment under Chapter 11 of the NAFTA (Doing Business in Mexico, 2002)

Rights and Responsibilities under the NAFTA (Association of American Law Schools, Washington, D.C., 2000)

The North American Free Trade Agreement: Regulation and Governance (*inter alia*: School of Law, University of California, Davis, 1999)

The Resolution of International Trade Disputes: New Issues, Approaches and Results (School of Law, University of California, Davis, 1999)

Dispute Resolution under the NAFTA (School of Law, Southern Methodist University, 1999)

Applying Rights and Responsibilities to the Regulation of International Trade Law (Dalhousie University, 1999)

NAFTA Mechanisms for Dispute Resolution (Southern Methodist University, Spring 1998)

The North American Free Trade Agreement: Regulating Trade and Investment (El Centro Jurici del ITESM and World Trade Center, Monterrey, Mexico, 1997)

Dispute Resolution under the North American Free Trade Agreement (Southern Methodist University, 1996)

The United States-Canada Free Trade Agreement: Nature, Function and Scope (Washington and Ottawa, 1993)

Recent Developments in International Trade (International Law Society, U. Wisconsin Law School, 1993)

The Canada-United States Free Trade Agreement (The University of Maine, Spring 1990)

The Canada-United States Free Trade Agreement: Implications for Lawyers (Association of New England Law Librarians, Spring 1990)

The Canada-United States Free Trade Agreement (Symposium on Free Trade, Breton Woods, New Hampshire, Fall 1989)

The Free-Trade Agreement (Conference on United States-Canada Free Trade, University of Maine, Fall 1988)

The Free Market and International Trade Law (Vanderbilt University, March 1984)

The Future of the Law Merchant (Southern Methodist University, February 1984)

International Trade Law: Trends and Prospects (Tulane Law School, January 1984)

On the Philosophy of Trade Practice: Past, Present and Future (Association of American Law Schools, San Antonio, Texas, January 1981)

History and Sociology

Reconstituting the Law Merchant (University of New South Wales, 2011, published in *Transnational Legal Theory*)

Constitutional Rights and Social Justice: The Canadian Experience (University of New South Wales, 2008)

Socially Applied Rights (University of New South Wales, 2006)

The Law Merchant: A Social Analysis (University of New South Wales, 2004)

The Efficient Resolution of Business Disputes (research study conducted as consultant to the Canadian Bar Association, Ottawa, 1997)

Commercial Arbitration: A Case Study (University of Wisconsin Law School, 1993)

Good Faith in Business and Law (Research Development Fund, S.S.H.R.C.C., 1986)

Public Opinion and the Law (Law in a Cynical Society, Winnipeg, Manitoba, November 1982)

The Sociology of the Adhesion Contract: The Example of the Insurance Contract (Canadian Bar Association, Annual Meeting, Toronto, November 1982)

Spontaneous Ordering and the Law (Liberty Conference, Stanford, California, July 1982)

Bargaining and Drafting International Contracts for the Sale of Oil (Association of American Law Schools, Phoenix, Arizona, January 1980)

Constitutional/Political Philosophy

Protecting the National Interest and International Investment Law (National Conference, Bond University, Gold Coast, Queensland, 2013)

International Investment Law and the Rule of Law (University of Law and Political Science, Beijing, China, 2012)

Public Policy and International Investment Law (Xi'an Jiaotong University, Xi'an, China, 2011)

The Rule of Law: What you need to know about the Rule of Law in the conduct of business (Singapore, UNSW Alumni Association, 2005)

The Globalization of Education and the Rule of Law (University of Law and Political Science, Beijing, China, 2001)

Recharting the Course of Section 1 of the Charter (with William Cole-Hamilton: Halifax & Vancouver, 1997)

The Doctrine of Intimate Association (Canadian Bar Association, 1994)

The Post-Apartheid Constitution (Canadian Bar Association, 1994)

Reinvestment in South Africa: Financial Prospects and Legal Scope (Cape Town, 1994)

Charter Teleology: Reinterpreting the Charter (Research Study, funded by Department of Justice and Research Development Fund, 1993)

The Constitutional Future of Canada (Saint Mary's University, February, 1992)

The Constitutional Landscape of Canada (U. Wisconsin Law School, November 1992; Rotary Club, Madison, Wisconsin, December 1992)

Investment and Disinvestment in South Africa (University of Cape Town, 1992)

A Bill of Rights for South Africa: From the Individual to the Collective (Public Lecture, University of British Columbia, November 1991)

Constitutional Reform: The Transition (Support for Negotiations in South Africa, External Affairs, Canada 1991)

Constitutional Rights: Public Wrongs? (U. Sydney, Australia, December 1991)

Electoral Systems: A Canadian Perspective (Research Study, Centre for Development Studies, Cape Town, 1991)

Ethnic and Linguistic Rights (Symposium, University of British Columbia, November 1991)

An Independent Judiciary? (Cape Town, Fall, 1991)

Moving from Constitutionalism to a Written Constitution (Cape Town, Fall 1991)

Reasserting the Rule of Law: Which Rule? Which Law? (University of Cape Town, Fall, 1991)

The ANC's Draft Bill of Rights (Cape Town, Spring 1990)

A Constitutional Court for South Africa (Law Commission of South Africa & Constitutional Committee of the ANC, 1990)

Federalism: Canada and South Africa Compared (A National Conference on Constitutional Options, Centre for Applied Legal Studies & University of Witwatersrand, Magaliesberg, 1990)

Towards a Post-Apartheid Constitution for South Africa (Cape Town, Spring 1990)

The Legitimacy of Constitutional Reform in South Africa (Public Lecture, U. Cape Town, Spring 1990)

Prospective Electoral Systems for South Africa (A Comparative View) (National Workshop on Electoral Systems, Constitutional Committee of the African National Congress, Stellenbosch, Spring 1990)

The Senate: An Option for South Africa? (Support for Negotiations in South Africa, External Affairs, Canada, 1990)

Legal Reasoning and the Charter of Rights and Freedoms (Research Study, Nova Scotia Law Foundation, 1988)

The Constitutionality of Liberal Rights (Killam Research Study, 1987)

Public or Private: Dichotomy or Disguise (research project, S.S.H.R.C.C., 1987)

Law School, College and University Governance

Challenges for a Dean of Business, Law and Public Policy (“University City” Doha, 2013)

Challenges for a Dean of Law, Business and Public Policy (Carleton University, Canada, 2011)

Law School Governance (University of Miami, Florida, USA 2009)

The Role of the Dean of Law (Washington & Lee, Virginia, USA 2009)

The Role of the Dean in Founding a Law School (Un. of California, Irving, California, USW 2009)

Challenges for a University President in the Millennium Era (Shippensburg University, Pennsylvania, 2008)

Leadership Issues Facing Law Schools (Buffalo Law School, Buffalo, NY, USA 2007)

Internationalizing a Law Faculty (University College, Dublin, Ireland, 2007)

Models of University Governance (City University of Hong Kong, July 2007)

College and University Governance, Fulfilling the Role (QS Apple International Conference, Singapore, Nanyang Technological University, 2006)

Interdisciplinary Education: Exploring New Boundaries (University of New South Wales, 2004)

The Dilemma of Faculties of Law: Academically or a Professionally Centred? (1999, Greendroit, Un. of Manitoba, 1999)

Running the University as a Business: Rethinking the Role of College and University Governance (Research study, Dalhousie University, 1996)

Rethinking Governance Structures for the Modern University (Research Study, SSHRCC, 1990)

A Flight of Fancy: Imagine Universities Being Run Like Businesses (Research Study, SSHRCC 1986)

Using Problem Solving to Learn More about College and University Governance (Killam Study, 1989)

Competence in Law: A Measure of Capacity or Performance? (Dalhousie Law School, 1981, published in revised form in a book, See **Publications** above)

International Legal Studies Programs at American Law Schools (Harvard Law School, 1976)

Education: Teaching and Learning

Post-Secondary Education in 2020: The Internet Revolution (University of New South Wales 2009)

The Higher Education Industry in a Global Economy (Singapore 2004)

Legal Education in the Twenty First Century (University of New South Wales, Australia, 2002)

Rethinking Legal Education at the Turn of the Century (Delivered as Distinguished Visiting Professor, University of California, Davis, California, 1999)

The Future of Legal Education in Canada: Taking Bolder Steps Forward (Greendroit, Un. of Manitoba, 1999)

New developments in International Legal Education (American Law School Teacher's Association, Annual Meeting, Washington DC, 1999)

Legal Education: Present and Future (U. Sydney, Australia, March 1993)

Rethinking Legal Education: Models for Reform (U. Wisconsin Law School, 1993)

Rethinking Teaching Methodologies: New Possibilities for the Social Sciences and Humanities (Killam Study, 1989)

Small Group Teaching: Improving Interaction in the Classroom (Killam Study, 1989)

Multimode Methods of Evaluating the Performance of Students: Law in an Interdisciplinary Context (Killam Study, 1989)

Professional Competence in Law: An Educator's View, (Conference on Professional Competence, Dalhousie, May 1981)

The Potential for Law Students to be Second Tier Teachers (Harvard Law School, 1978, subsequently published in the *Journal of Legal Education*. See **Publications** above)

Post-Graduate Study in Law: A Comparative Analysis of Programs across the United States (Harvard Law School, 1978, published in *Journal of Legal Education*. See **Publications** above)

Human Rights

Human Rights and Public Responsibilities (University of New South Wales, 2007)

A Bill of Rights for Australia: A Comparative Perspective (2002, Presentation at National Bill of Rights Conference, Parliament House, Sydney, Australia)

The Theory of Rights and Responsibilities (Distinguished Lecturer Series, Univ. of Calif., Davis, 1999)

Relational Justice (Halifax and Ottawa 1998)

"Just Words," a Review (CAUT, Law and Society Meeting, Saint Johns, Newfoundland, 1996)

The Canadian Charter of Rights and Freedoms (Lecture to Chief Justice & Associate Justices, Russian Supreme Court, 1994)

Law, Community and the Common Good (International Academy of Law and Psychiatry, Lisbon, Portugal, 1993)

Human Rights in a Democratic Society (Public Address delivered to the Constituent Assembly, the Government of Lesotho, Fall 1991)

Human Rights: Public Wrongs (Public Lecture, The University of Pretoria, Spring 1990)

Free Speech: Nature and Limits (U. Sydney, Australia, March 1993)

Communicative Discourse (Killam Research Study, 1989)

Representative and Participatory Democracy (Killam Research Study, 1988)

EDITORIALS AND MEDIA INTERVIEWS

Active participant as Dean and as Professor of Law, University of New South Wales on college and university governance, public and private funding of educational programs, the changing climate of post-secondary education, interdisciplinary education, the privatization of tuition fees, reform of teaching methodologies and the internationalization of tertiary education in the Twenty First Century.

Public presenter on, among other topics, alternative models of dispute avoidance and dispute resolution, the development of international trade, the growth of bilateral and multilateral trade agreements, international commercial arbitration.

Various op-ed, newspaper journal editorials, published interviews, television appearances on, *inter alia*, the subjects above (since 1975).

Active as a public commentator on such substantive issues as international trade policy, the NAFTA, the WTO, and international commercial mediation and arbitration (since 1979).

Public presentations on my assignment to advise the University on good practice in college and university governance (2006-2007).

Illustrative Media Interviews

I am interviewed by the media on my research on corporate governance, such as the New Haven Press in the USA on Yale's controversial joint program with NUS, in August 2012.

I am also interviewed on international investment law. For example, The Australian newspaper interviewed with me on investor-state dispute resolution. The interview was reported on the front page of the Legal Section of The Australian on Friday, 10 September 2012 (See <http://www.theaustralian.com.au/business/legal-affairs/change-in-treaty-policy-detrimental-to-ussie-companies-clifford-chance/story-e6frg97x-1226466763256>).

Other 2012 reports on my views on this government Policy appear *eg* in the ACICA News (<http://acica.uberflip.com/i/85470/34>). These media reports have led to approaches from industry and government and initiated important research collaborations.

Illustrative Opinion Editorials

I have contributed to public debate on international investment law through op-eds, such as my op-ed on investment in China, 'Enter the Dragon IV: China's Proliferating Investment Treaty Program. (See <http://www.clmr.unsw.edu.au/article/deterrence/public-v-private-enforcement/enter-dragon-iv-chinas-proliferating-investment-treaty-program>).

Op-ed on Australian law firms in foreign trade and investment. (See: <http://www.lawyersweekly.com.au/news/firms-poorly-positioned-to-make-the-most-of-free-trade>).

Op-ed on the proposed merger of the ASX and the Singapore Stock Exchange. (See: <http://www.theaustralian.com.au/business/national-good-no-issue-in-asx-deal/story-e6frg8zx-1225946362212>).

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