

Seung Wha CHANG

Address (office): Seoul National University School of Law

1 Gwanak-ro, Gwanak-gu, Seoul, Republic of Korea

Phone (office): +82-2-880-7560

Mobile Phone: +82-10-3899-7257

E-mail: changsw@snu.ac.kr



Seung Wha CHANG is Professor of Law at Seoul National University (SNU) School of Law where he recently served as Dean and teaches international trade and investment law as well as international arbitration. Presently, Professor Chang is also the Chairman of the Korea Trade Commission for the South Korean government. He has been regarded as one of the leading Asian scholars and adjudicators in the field of international economic dispute settlement.

In 2016, Prof. Chang completed his four-year term for the World Trade Organization (WTO) as a Member of the Appellate Body, after having sat as the Chairman or Member of the appellate tribunals, which resolve trade disputes between WTO Member countries. Prior to this, he was one of the most frequently appointed panelists for the WTO dispute settlement panels. At the same time, Prof. Chang has served as an international arbitrator (chairman or co-arbitrator) in numerous occasions for various arbitral institutions, including the International Chamber of Commerce (ICC), London Court of International Arbitration and Singapore International Arbitration Centre. Before he joined the WTO Appellate Body in 2012, he served as a Member of the ICC International Court of Arbitration.

Prof. Chang graduated from SNU School of Law and holds master (LL.M.) and doctorate (S.J.D.) degrees from Harvard Law School. He has taught international economic law and international arbitration courses as a Visiting Professor at various renowned law schools, including Harvard, Yale, Stanford, NYU, Duke, Georgetown, UCLA, National University of Singapore, Hong Kong University, and Geneva University. In 2007, Harvard Law School granted him an endowed visiting professorial chair title, *Nomura Visiting Professor of International Financial Systems*.

Before he became an expert in international economic dispute settlement, Prof. Chang had previously served as a Seoul District Court judge, handling both civil and criminal cases. He also practiced as a foreign attorney at Covington & Burling in Washington D.C. in the field of international

business transactions and dispute settlement.

He has published many books and articles in internationally-recognized journals in the fields of international economic/investment law and international arbitration. Prof. Chang is the first Korean author who published a book on bilateral investment treaties, and organized several academic conferences on international investment law in conjunction with relevant international institutions, including ICSID. In addition, he presently serves as an Advisory Board Member for leading international law journals, including the Journal of International Economic Law (Oxford) and the Journal of International Dispute Settlement (Oxford).

Prof. Chang is a South Korean national, and is married with twin children.

EDUCATION

LL.B. & LL.M., College of Law, Seoul National University, Korea (02/1985, 02/1991)

LL.M. & S.J.D., Harvard Law School, USA (06/1992, 06/1994)

MAIN PROFESSIONAL POSITIONS

Professor (Immediate Former Dean), Seoul National University School of Law

Chairman, Korea Trade Commission (present – Nov. 2022)

Chairman, Board of Directors, POSCO (present – Mar. 2022)

OTHER PROFESSIONAL POSITIONS & MEMBERSHIP

President, Korean International Trade Law Society

Vice President, Korean Arbitrators' Association

Vice President, Korean Arbitration Studies Association

Editor-in-Chief, Korean Arbitration Review

Member, Advisory Board of Journal of International Dispute Settlement (Oxford)

Member, Advisory Board of Journal of International Economic Law (Oxford)

Member, Advisory Board of Asian International Arbitration Journal

DISPUTE SETTLEMENT-RELATED EMPLOYMENT & ACTIVITIES

Member of the Appellate Body, World Trade Organization (2012-2016)

Member, ICC International Court of Arbitration (2009-2012)

Chairman, Korean Council for International Arbitration (2005-2012)

Co-President, Asia Pacific Regional Arbitration Group (APRAG) (2009-2011)

Arbitrator, ICC International Court of Arbitration

Having served as an ICC arbitrator (chairman/sole arbitrator/co-arbitrator) for a number of cases on different kinds of international business transactions, including construction (FIDIC), joint venture, distribution agreements, M&A, shareholders' agreement and financial disputes

Arbitrator, London Court of International Arbitration

Serving on M&A and Joint venture cases arising from foreign investment

Arbitrator, Japan Commercial Arbitration Association

Serving as the Chairman on IP and long-term distribution contract cases

Arbitrator, Korean Commercial Arbitration Board

Serving for numerous international arbitration cases as chairman/sole arbitrator or co-arbitrator on various kinds of international business transactions

Panelist & Arbitrator, World Trade Organization (WTO) (1998-2005)

Serving for seven highly profiled panel and arbitration proceedings

Judge, Seoul District (Civil and Criminal) Court, Korea (1988-1991)

Presiding over various kinds of civil and criminal cases (including sitting for a special tribunal dealing exclusively with construction disputes)

Foreign Attorney, Covington & Burling, Washington DC (1994-1995)

Practicing in international trade and dispute settlement

Expert, Permanent Group of Experts, the WTO SCM Committee (1996-1998)

Serving as a founding member for the WTO Subsidies Committee

Member of Dispute Adjudication Board (DAB)

Serving as the Chairman of DAB for a large-scale civil engineering project

ACADEMIC EMPLOYMENT RECORD

Professor of Law, Seoul National University School of Law (1995 – present)

Teaching international arbitration, international investment law, international trade law, international business transactions, environmental law and law & economics

Visiting Professor of Law (Fall 2011) & Nomura Visiting Professor of International Financial Systems (Fall 2007), Harvard Law School

Teaching international trade/economic law and dispute settlement

Visiting Professor of Law, Yale Law School (Spring 2008)

Teaching WTO dispute settlement

Visiting Assistant Professor of Law, Stanford Law School (1999-2000)

Teaching laws of international trade & business transactions

Visiting Professor of Law, Duke Law School (Spring 2004)

Teaching "Trade & Antitrust"

Global Faculty, NYU Law School (Spring 2010)

Teaching international trade law

Visiting Professor of Law, National University of Singapore (Spring 2006)

Teaching international trade and antitrust law

Visiting Professor of Law, UCLA School of Law (Spring 2004)

Teaching WTO Dispute Settlement

Visiting Professor of Law, University of Tokyo Faculty of Law (Spring 2004)

Adjunct Professor, Georgetown Law Center (Spring 1995)

Teaching "Trading in and with Korea"

INTERNATIONAL ARBITRATION-RELATED ACTIVITIES

Conference Chair, APRAG-ICSID Conference on Investment Arbitration (Seoul) (03/2011)

Co-Chair, Revision Committee for KCAB International Arbitration Rules (2010)

Conference Chair, 2009 Seoul APRAG Conference (06/2009)

Authoring a Chapter of 'Asian Leading Arbitrators Guide to International Arbitration' (Michael Pryles & Michael Moser, ed.) (2007)

Conference-Chair, ICC/KCAB/KOCIA International Arbitration Conference (10/2006)

Chair, Drafting Committee for KCAB International Arbitration Rules (2006)

Authoring a Chapter of Dispute Resolution in Asia (Michael Pryles, ed.) (2006)

Drafting the Commercial Arbitration Rules for the Dispute Settlement between North Korea and South Korea (at the request of Ministry of Justice, Korea) (2004-2005)

Invited Speaker for Numerous International Arbitration Conferences

Permanent Member, ICC Asia-Pacific Leading Arbitrators' Forum

PUBLICATIONS (selected)

- Bilateral Investment Treaties (2001) (*in Korean, published by Ministry of Justice of Korea*)

-Trade Law and Regulation in Korea (Edward Elgar, 2011, co-edited with Won-Mok Choi)

-Inherent Power of the Arbitral Tribunal to Investigate Its Own Jurisdiction, IBA International Arbitration Day Proceedings (4 March 2011)

-Article V of the New York Convention and Korea, Journal of International Arbitration (2008)

-WTO for Trade and Development post-Doha, 10(3) Journal of International Economic Law 553 (2007)

-The Customs Tariff Law of Japan and its WTO consistency: A Case Study of the Samsung-Fujitsu PDP dispute, 2 University of Tokyo Journal of Law and Politics 61 (Spring 2005)

-Interaction between Trade and Competition: Why A Multilateral Approach for the United States?, 14 Duke Journal of Comparative and International Law 1 (2004)

-WTO Disciplines on Fisheries Subsidies: A Historic Step Towards Sustainability?, 6(4) Journal of

International Economic Law 879 (2003)

-Like Father, Like Son: A Progeny of the Antidumping Model for the Shipbuilding Industry, 24 Michigan Journal of International Law 807 (2003)

-A Comment on A Permanent Panel Body, 6(1) Journal of International Economic Law 219 (March 2003)

-Taming Unilateralism under the Multilateral Trading System, 31 Georgetown Journal of Law and Policy in International Business 1151 (2000)

-The Role of Law in Economic Development and Adjustment Process: The Case of Korea, 34 The International Lawyer 267 (2000).

-Extraterritorial Application of U.S. Antitrust Laws to Other Pacific Countries: Proposed Bilateral Agreements for Resolving International Conflicts within the Pacific Community, 15 Hastings International and Comparative Law Review 295 (1993).

-A Probabilistic Approach to Multi-Market Mergers, 32 Columbia Journal of Transnational Law 43 (1993).

-Revisiting the Concept of “Government Measures under the WTO Dispute Settlement: Can Conduct by Private Parties Be Challenged?(International Trade Law, 2017)(*in Korean*)

-Enforcement and Remedies of WTO Adjudications: DSU 22.6 Arbitration (International Trade Law, 2016)(*in Korean*)

-The KCAB Code of Ethics for Arbitrators, Korean Arbitration Review 5th (2015)

-WTO Dispute Settlement from Different Perspectives: A Comparative Analysis of Trade, Investment and Arbitral Disputes (Seoul Law Journal, 2014) (*in Korean*).

Arbitration Institutions Enlisted as an Arbitrator

AAA-ICDR; HKIAC; ACICA; JCAA; KCAB; SIAC; Arbitration Association of Chinese Taipei

OTHERS (Languages, Certificates, etc.)

Languages: English and Korean (fluent in speaking, reading and writing)

Japanese (reading)

Chinese (reading Chinese characters)

Certificates: Admitted to the Korean Bar

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