

ST HUGH'S COLLEGE, UNIVERSITY OF OXFORD

FANGDA PARTNERS
方達律師事務所



Further Particulars for the Fangda Career Development Fellowship in Chinese Commercial Law at St Hugh's College in association with the Faculty of Law, University of Oxford

Applications are invited for the post of Career Development Fellow in Chinese Commercial Law at St Hugh's College, tenable for three years. This is a full time, fixed-term, three-year position intended for an individual who has recently completed a doctorate (or equivalent law degree) and wishes to embark on an academic career.

The nature of the post

With generous support from Fangda Partners, a major Chinese law firm headquartered in Shanghai, St Hugh's established a new research post in Chinese Commercial Law in late 2016. The post-holder will be based at St Hugh's College, and will also enjoy association with the Oxford China Centre and the Oxford Law Faculty. The mission of the post-holder will be to develop the study of Chinese Commercial Law at Oxford through individual research, and where possible through the making of national and global research collaborations including close links with Chinese commercial practice. It is an ambitious new opening in Oxford research and the College looks to appoint an exceptional scholar.

The successful candidate will be expected to use the period of the Fellowship to build an international research profile, and to explore avenues for developing the subject of Chinese Commercial Law as a new field of study at the University of Oxford. The post-holder will also be required to offer teaching for up to four hours per week during term. Career Development Fellows at St Hugh's College are encouraged to take a full part in the intellectual life of the College.

St Hugh's College

St Hugh's College was founded in 1886 as a women's college and became fully mixed in 1986. The College has some 430 undergraduates and around 400 graduates, a fellowship of 68, 30 college lecturers and a non-academic staff of 90. From its beautiful site in North Oxford, St Hugh's promotes a thriving culture of research and intellectual engagement.

St Hugh's has one of the larger communities of lawyers in Oxford. The College has three established Tutorial Fellowships in Law, held by Professors Joshua Getzler, Michael Macnair, and Glen Loutzenhiser, and also the University Chair in Commercial Law, held by Professor Horst Eidenmueller. All the Law Fellows are presently engaged in research in the broad field of Commercial Law. In addition, the Principal of the College, Dame Elish Angiolini, is a notable expert in public law and criminal law. St Hugh's currently admits approximately seven undergraduates and five graduates each year to read for degrees in Law.

St Hugh's College website gives details of current Fellows and their research and teaching interests, as well as offering general information about the College: www.st-hughs.ox.ac.uk.

Career Development Fellowships at St Hugh's College

Career Development Fellowships promote innovative and important scholarship by bringing new talent into academic research and teaching. These positions, occupied by early-career academics, allow them to undertake research, while gaining valuable teaching experience and becoming part of the intellectual community at St Hugh's and the University of Oxford. Since 2005, the College has appointed 16 Career Development Fellows, including one in Commercial Law, who went on to fill a senior post in law and finance in Cambridge.

In September 2014, the Dickson Poon University of Oxford China Centre Building at St Hugh's was completed and opened by HRH The Duke of Cambridge. The Centre brings together outstanding academics from across the University and aims to strengthen its relationship with China and other centres of Chinese scholarship worldwide. The Centre also houses 60,000 books in the Bodleian K B Chen Library. Access to these excellent resources will provide the best possible environment for the further study of Chinese Law at Oxford.

Chinese Law Studies at Oxford

There have been important initiatives with respect to Chinese Law Studies in the Oxford Law Faculty, including the prospect of an extension of the four-year law programme to China and adjacent jurisdictions, and teaching of Western Law in China. The purpose of the new Career Development Fellowship is to go further in opening up this relatively new field at Oxford, exploring how best to understand Chinese Law and links between law, politics, economy and society both within China and in transnational relations.

The field of Chinese Commercial Law will be interpreted broadly by the appointing committee. Without restricting the field, possible areas of study might include the following:

- i. The genesis of modern Chinese civil law, before and after the Revolutionary period, and with reference to historical streams both internally (Confucian, Buddhist, Taoist and other religious and national traditions), the different phases of imperial, nationalist, and Party-led law-making; and relations to and transplants from other legal systems including Meiji and East Asian laws, and French, German, and other civilian commercial codes.
- ii. The changing role of property and land tenures.
- iii. The business taxation system.
- iv. Financial law including the banking sector and sovereign wealth funds, and financial regulation broadly conceived.

- v. Law of the firm, including credit relations, insolvency, employment, capitalization and share trading, internal governance, and external social relations including corporate regulation.
- vi. Employment law, including the intersection between commercial, business and welfare law through the pension and fiscal system, and the impact of law, employment and finance on family structure.
- vii. Tort and environmental law as they apply to business life.
- viii. Contract law, both in commercial and consumer dimensions, and trade practices.
- ix. International legal relations including investment and trade treaties.
- x. Courts, arbitration, and other forms of (alternative) dispute resolution, including mediation, and the formation of adjudicative traditions, including the hierarchy of commercial adjudications and precedential and appellate authority.
- xi. Commercial jurisprudence, including national and regional processes of legislation, codification of commercial law, law reform and legal education.

Terms of Appointment

The duties of the post-holder will be: to carry out research of international standing and to offer an average of four hours teaching each week during term.

The successful applicant will be elected to the Career Development Fellowship at St Hugh's College. The Fellow's stipend will begin at Stage 5 of the University's Academic-Related Scale (Grade 6), currently £31,076 per annum. The post-holder will have the option of becoming or remaining a member of a contributory pension scheme.

There will be an initial probationary period of one year.

A Career Development Fellow of St Hugh's College is entitled to free meals at common table when the College kitchens are open. The College offers assistance with research-related expenses including travel allowances especially for field trips to China. The Fellow will not be a member of the College's Governing Body, but will be entitled to attend meetings, and will be a member of the College's Education Committee.

It will be expected that the Fellow will engage in research and scholarly communications with cognate scholarly and legal institutions in China involved in the study of Chinese Commercial Law, including close dialogue with leading Chinese law schools and other legal actors. It will be important for the scholar to forge strong ties with legal practitioners in China, including but not limited to leading law firms such as Fangda Partners. The post-holder will develop a lively scholarly dialogue within Oxford, and help develop research platforms including relevant visitors and academic conferences and colloquia. Teaching of Chinese Commercial Law and general aspects of Law in China will be encouraged at undergraduate and graduate level at Oxford. The post-holder will also assist the Law Fellows with general College administration, pastoral care and admissions exercises,

outreach and open days, and as an element of the teaching stint will be expected to offer teaching of one core course at undergraduate level in the college, for example in Contract Law or Tort Law. The full list of core subjects is set out at: www.law.ox.ac.uk/admissions/undergraduate/ba-jurisprudence.

Applications for this post will be considered by a selection committee containing representatives from St Hugh's College, the Oxford China Centre, and the Oxford Law Faculty. The selection committee is responsible for conducting all aspects of the recruitment and selection process; it does not, however, have the authority to make the final decision as to who should be appointed. The final decision will be made by the Governing Body of St Hugh's College on the basis of a recommendation made by the selection committee. The appointment will be subject to provision of proof of the right to work in the UK.

The formal selection criteria for the post are as follows:

Essential:

1. The successful candidate will be fluent in at least one Chinese language and will be a proficient scholar of the English language.
2. The candidate should have already received the degree of PhD or equivalent by the time of appointment (or be close to completion).
3. The candidate should have a first-class academic record in Law or associated social science with a jurisprudential aspect.
4. The candidate should show evidence of ability to teach graduate and undergraduate students at the highest level.

Desirable:

1. Scholarly prowess will be evidenced by publications or materials soon to be published.
2. The candidate should not have accumulated more than seven years in full-time graduate study or research, except in exceptional circumstances.

The selection committee will apply these criteria bearing in mind the stage reached in a candidate's career.

Application Procedure

Applications should be submitted by email to the College's Academic Registrar, Miss Thea Crapper (college.office@st-hughs.ox.ac.uk) by **Noon on Thursday 7th September 2017**. Applications should include a covering letter, a *curriculum vitae* (detailing the names of three referees who will be submitting references directly to the College by the application deadline), a brief account of research and teaching experience, and two samples in the English language of Chinese commercial law scholarship. Applicants should ask their referees to write directly to the College Office by the closing date. The selection committee takes this opportunity to thank in advance all referees.

Candidates are also asked to complete a copy of the College's equal opportunities form, available from www.st-hughs.ox.ac.uk/vacancies, and return it to the HR Advisor by email

(hr@st-hughs.ox.ac.uk). These forms are used for monitoring purposes and will not be seen by any member of the selection committee.

Timetable

The closing date for applications, and the last date for receipt of references direct from referees, is **Noon on Thursday 7th September 2017**.

Interviews are scheduled to take place in late September. All reasonable interview expenses will be reimbursed.

Candidates invited for interview will be asked to submit further written work and to give a short presentation at the time of interview. Further details will be sent to shortlisted candidates.

Queries about this post should be addressed in the first instance to the Senior Tutor, Professor Roy Westbrook (roy.westbrook@st-hughs.ox.ac.uk 01865 274917).

St Hugh's College, Oxford is an equal opportunities employer