

THE 3rd APELIA CONFERENCE

COME TO AN EVENT TO CELEBRATE THE 35TH
ANNIVERSARY OF THE SCHOOL OF LAW
OF CITY UNIVERSITY OF HONG KONG

Where is the boundary of national security in international and domestic law?

After 911 event, national security has become an important agenda for both the international community and sovereign states. Over the years thereafter, national security issues have come up not only in its traditional security sense, but also in international trade and investment, bilateral relationship between sovereign states, and domestic law. There is a tendency that the concept of national security has been without proper justifications in some occasions. For example, in international and bilateral trade and investment, national security has been invoked by some countries to prohibit certain trade and investment activities. In domestic law, the implementation of national security law enacted by mainland China in Hong Kong has attracted attention of international community.

While acknowledging the importance of national security of each sovereign state, arbitrary use of national security as an excuse to achieve other objectives amounts to a serious challenge to the rule of law in both international and domestic context.

This conference aims to examine the boundary of national security in both international and domestic law, as well as how national security should be balanced with other interests and/or rights.



1-2 JUNE 2022 (WED TO THU)

China Standard Time: 15:00 - 18:00

British Summer Time: 8:00 - 11:00

Central European Daylight Time: 9:00 - 12:00

Japan Standard Time: 16:00 - 19:00

Australian Eastern Standard Time: 17:00 - 20:00

SCAN TO
REGISTER



**Centre for Judicial Education and Research &
School of Law, City University of Hong Kong**

Zoom meeting registration: <https://bit.ly/3w3bnfE>



<https://www.cityu.edu.hk/cjer/> AND <http://www.apelia.cn/>

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香港城市大學
City University of Hong Kong

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HKT

1 JUNE 2022 (WED)

- 15:00-15:05 **Opening remarks**
Prof. TAN Cheng Han Dean, School of Law, City University of Hong Kong
- 15:05-15:20 **The general security exception clause in international investment agreements (IIAs): From an exception to a norm?**
Dr. CHENG Bian Academic Researcher, China Law Centre & School of Law, Erasmus University Rotterdam
- 15:20-15:35 **The National Security Review and the New Foreign Investment Management Regime in Mainland China**
Ms. Maja RUHL Scientific Researcher & Doctoral Candidate, Institute of East Asian Economic Law, University of Freiburg
- 15:35-15:50 **A Comparative Analysis of the Foreign Investment National Security Review Regimes in Mainland China and Australia**
Dr. Charlie Xiaochuan WENG Associate Professor, School of Private & Commercial Law, University of New South Wales
- 15:50-16:05 **FDI screening in the Netherlands: key changes for 2022**
Dr. Pim JANSEN Associate Professor, Erasmus School of Law
- 16:05-16:40 **Discussion Panel**
- 16:40-16:50 **Break**
- 16:50-17:05 **National Security Screening in Cross-Border M&A: The End of Takeover Regulation?**
Dr. Umakanth VAROTTIL & Dr. Chuanman YOU Associate Professor & Post-Doctoral Fellow, Faculty of Law, National University of Singapore
- 17:05-17:20 **AI Law and Policy: An International and Comparative Study of National Security**
Dr. Guan H TANG Senior Lecturer in Commercial Law, Queen Mary University of London
- 17:20-17:35 **Shadow Risks of Big Data in Smart City and the Legal Regulation**
Prof. Li YANG Secretary General of APELIA, Professor of Commercial Law, Shanghai Jiao Tong University
- 17:35-18:00 **Discussion Panel**

HKT

2 JUNE 2022 (THU)

- 15:00-15:15 **The Theory of National Security Constitution and Its Relevance to Hong Kong**
Prof. LIN Feng & Dr. FEI Mengtian Associate Dean & Post-Doctoral Fellow, School of Law, City University of Hong Kong
- 15:15-15:30 **National Security Issues in European and French Law: a Focus on Assets Freeze**
Prof. Jean-François MARCHI Vice-Dean for International Affairs, Faculty of Law and Political Science, Aix-Marseille University
- 15:30-15:45 **Standards-Setting, National Security, and the Responsibility of Technological Platforms in Hong Kong: Understanding Article 139(2) of the Hong Kong Basic Law**
Dr. Marcelo THOMPSON Assistant Professor, Faculty of Law, Deputy Director, Law and Technology Centre, The University of Hong Kong
- 15:45-16:05 **Discussion Panel**
- 16:05-16:10 **Concluding remarks by organizer**
Prof. LIN Feng Associate Dean, School of Law, City University of Hong Kong
- 16:10-16:15 **Break**
- 16:15-18:00 **2022 APELIA Executive Meeting**
APELIA Secretariat Office