ANDREW <u>PHANG</u> BOON LEONG Distinguished Professor of Law LLB (NUS), LLM, SJD (Harvard), Senior Counsel, Advocate & Solicitor (Singapore)

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Capsule Biography:

Andrew Phang received his LLB from the National University of Singapore in 1982, and both his LLM and SJD from Harvard University in 1984 and 1988, respectively. In 1990, he was admitted as an advocate and solicitor in Singapore.

He taught at the National University of Singapore's Law Faculty from 1982 to 2000 and was appointed Professor of Law in 1999. In 2000, he was appointed Professor of Law at the Singapore Management University (SMU). He was made the Chair of the Department of Law at the SMU's Business School the following year. His extensive publications include the local edition of *Cheshire, Fifoot and Furmston's Law of Contract*. He is also General Editor of, as well as a contributor to, *The Law of Contract in Singapore* (Academy Publishing, 2012; Second Edition, 2022). In addition to authoring and co-authoring, as well as editing and co-editing, several other books and monographs, he has contributed many chapters as well as forewords to other books. He has published in the leading Commonwealth journals, and has, in fact, published in over forty local as well as international journals (in the UK, the USA, Canada, Australia, Brazil, South Africa, Hong Kong, Malaysia and Singapore).

In addition to almost 300 publications (many of which have been cited in articles and books published both locally as well as overseas), he has also authored close to 400 judgments. His judgments have also been published not only on LawNet and in the official Singapore Law Reports but also in many international law reports (including the All England Reports (Commercial Cases), Lloyd's Law Reports, Law Reports of the Commonwealth, Fleet Street Reports, Construction Law Reports, Building Law Reports, Medical Law Reports and International Trust & Estate Law Reports). Many of his judgments have also been the subject of academic commentary in local and international journals, as well as cited and/or discussed in many books and articles as well as leading textbooks both locally and internationally.

His judgments have also been referred to in both local courts as well as in courts internationally (including the UK Supreme Court, the High Court of Australia, the Federal Court of Malaysia, the Hong Kong Final Court of Appeal, the Judicial Committee of the Privy Council (on appeal from the Supreme Court of Mauritius), as well as the Court of Appeal of England and Wales, the New Zealand Court of Appeal, the New Zealand High Court, the Court of Appeal for British Columbia, the Ontario Superior Court of Justice, the Supreme Court of Appeal of South Africa, the Caribbean Court of Justice, the Barbados High Court, the High Court of Fiji, the High Court of England and Wales, the UK Intellectual Property Office, the Federal Court of Australia, the Family Court of Australia, the Court of Appeal of the Supreme Court of New South Wales, the Supreme Court of New South Wales, the Court of Appeal of the Supreme Court of Victoria, the Supreme Court of Queensland, the Malaysian Court of Appeal, the Malaysian High Court, and the Hong Kong Court of First Instance).

He was appointed Senior Counsel in 2004. He was appointed Judicial Commissioner on 3 January 2005, appointed Judge on 8 December 2005, appointed Judge of Appeal (since re-designated Justice of the Court of Appeal) on 28 February 2006 and the Vice-President of the Court of Appeal on 28 September 2017. He retired on 15 December 2022 and was appointed a Senior Judge with effect from 2 January 2023. In recognition of his contributions to legal scholarship both as a legal academic as well as a judge over a period of four decades, the President of the Republic of Singapore awarded him the Meritorious Service Medal (Pingat Jasa Gemilang) in August 2022.

Employment and Appointments

Employment

<u>Date</u>	Appointment
1982 – 1984	Senior Tutor, Faculty of Law, National University of Singapore
1984 – 1988	Lecturer, Faculty of Law, National University of Singapore
1988 – 1993	Senior Lecturer, Faculty of Law, National University of Singapore
1994 – 1999	Associate Professor of Law, Faculty of Law, National University of Singapore
1999 – 2000	Professor of Law, Faculty of Law, National University of Singapore
2000 – 2004	Professor of Law, Singapore Management University
2005–2005	Judicial Commissioner, Supreme Court of Singapore
2005–2006	Judge, Supreme Court of Singapore
2006–2022	Judge of Appeal/Justice of the Court of Appeal, Supreme Court of Singapore
2023-Present	Senior Judge, Supreme Court of Singapore
2023-Present	Distinguished Professor of Law, Yong Pung How School of Law, Singapore Management University

Other Appointments

<u>Date</u>	<u>Appointment</u>
1989 – 1990	Sub-Dean, Faculty of Law National University of Singapore
1990 – 1991	Vice-Dean, Faculty of Law National University of Singapore
2001 – 2004	Chair, Department of Law, School of Business, Singapore Management University
2006 – 15 Dec 2022	Vice-President, Senate Singapore Academy of Law
2006 – 31 Mar 2022	Chairman, Council of Law Reporting Singapore Academy of Law
2006 – 15 Dec 2022	Member, Senior Counsel Selection Committee Singapore Academy of Law
2006 – 31 Aug 2011	Chairman, Legal Education and Studies Committee Singapore Academy of Law
2006 – 31 May 2022	Member, Executive Board Singapore Academy of Law
2007 – 31 May 2022	Chairman, Commissioning Panel Singapore Academy of Law
2007 – 31 Mar 2011	Advisory Board Member, School of Law Singapore Management University
2007 – 31 Aug 2011	Chairman, Visiting Fellows Programme Sub- Committee Singapore Academy of Law
2007 – 31 Aug 2011	Chairman, Conferences and Seminars Sub-Committee Singapore Academy of Law
2007 – 2011	Member, Steering Committee on Strategic Direction Singapore Academy of Law
2008 – Apr 2017	Member, SAL Awards Selection Committee Singapore Academy of Law
2009 – 2014	Vice-Chairman, Legal Heritage Committee Singapore Academy of Law

2010 – 2011	Chairman, SAL Conference 2011 Organising Committee Singapore Academy of Law
2010 – 2014	Member, Judicial Education Board Subordinate Courts of Singapore
Apr 2011 – 30 Sep 2020	Chairman, Fellows Recommendation Committee Singapore Institute of Legal Education
May 2011 – 30 Sep 2020	Vice-Chairman, Singapore Institute of Legal Education
May 2011 – 30 Sep 2020	Member, Executive Committee Singapore Institute of Legal Education
April 2013 – Present	Member, Budget Committee Singapore Academy of Law
April 2013 – May 2017	Member, Post-Qualification Overseas Attachments Selection Committee Singapore Academy of Law
2013 – June 2014	Member, Committee for Innovations and Ideas Singapore Academy of Law
June 2014 – 30 Oct 2017	Chairman, Committee for Innovations and Ideas Singapore Academy of Law
24 June 2014 – 31 Dec 2017	Co-Chairman, Committee for Family Justice
Oct 2014 – 31 Dec 2017	Chairman, Family Law Practitioner Accreditation Committee
Jan 2015 – 15 Dec 2022	Chairman, Board of Governors Singapore Judicial College
June 2015 – 31 Mar 2022	Chair, Legal Publishing and Knowledge Cluster Singapore Academy of Law
1 July 2015 – 30 June 2019	Vice-Chair, NUS Law Advisory Council National University of Singapore
21 Jan 2016 – Present	Member, Board of Governors Asian Business Law Institute
1 Nov 2016 – 31 Oct 2019	Member Legal Service Commission
1 Nov 2016 – 31 Oct 2019	Member, Judicial Branch Special Personnel Board Legal Service Commission

May 2017 – 31 March 2020	Chairman, Post-Qualification Overseas Attachments Selection Committee Singapore Academy of Law
28 Sep 2017 – 15 Dec 2022	Vice-President, Court of Appeal Supreme Court of Singapore
1 July 2019 – 15 Dec 2022	Chair, NUS Law Advisory Council National University of Singapore
1 April 2022 – Present	Advisor, Legal Research and Publications Committee Singapore Academy of Law
1 April 2022 – Present	Member, Commissioning Panel Singapore Academy of Law
1 Jan 2023 – Present	Senior Advisor, Board of Governors Singapore Judicial College
1 Jan 2023–Present	Visiting Professor of Law, University of Reading
1 August 2024–Present	Distinguished Honorary Professor, Faculty of Law, National University of Singapore
1 January 2025–Present	Singapore Judicial College Resident Fellow
May 2023—Present	Member, Editorial Board, Contract and Commercial Law Review

Education

LLB (First Class Honours), National University of Singapore

LLM, Harvard Law School

SJD, Harvard Law School

Honours and Awards

<u>Date</u>	Name of Honours and Awards
1998	Outstanding University Researcher Award (National University of Singapore)
2005	The Lee Kuan Yew Fellowship for Research Excellence (Singapore Management University) (For research performance in 2004)
2008	Singapore Management University Alumni Association's Honorary Alumnus Award

2022	The Meritorious Service Medal (Pingat Jasa Gemilang) (Singapore national honour)
2023	National University of Singapore Distinguished Alumni Service Award
2023	National University of Singapore Society Distinguished Member Award
2023	Singapore Academy of Law Conferment of the Title of Honorary Member for Life and Fellow for Life

LIST OF PUBLICATIONS:

I BOOKS AND MONOGRAPHS

Authored

- 1. The Development of Singapore Law (Butterworths, Singapore, 1990), xxviii + 593 pp.
- 2. Toward Critique and Reconstruction. Roberto Unger on Law, Passion and Politics (Hull University Law School, 1993, Studies in Law Series), 78 pp.
- 3. International Encylopaedia of Laws Contracts (Singapore) (Kluwer Law & Taxation Publishers, 1994) (in two parts looseleaf), 316 pp.
- 4. *Cheshire, Fifoot and Furmston's Law of Contract Singapore and Malaysian Edition* (Butterworths Asia, Singapore, 1994), cxxii + 1006 pp.
- 5. Cheshire, Fifoot and Furmston's Law of Contract Second Singapore and Malaysian Edition (Butterworths Asia, Singapore, 1998), cxxxiv + 1158 pp.
- 6. Cheshire, Fifoot and Furmston's Law of Contract First Singapore and Malaysian Students' Edition (Butterworths Asia, Singapore, 1998), lxxxiv + 724 pp.
- 7. A Bibliographical Survey of Singaporean Legal Materials (East Asian Legal Studies Program, Harvard Law School, 1999), 42 pp.
- 8. *A Bibliographical Survey of Malaysian Legal Materials* (East Asian Legal Studies Program, Harvard Law School, 2000) (with Teo Keang Sood), 71 pp.
- 9. International Encylopaedia of Laws Contracts (Singapore) (Kluwer Law & Taxation Publishers, looseleaf, 454 pp second edition of S/No 3 above, 2000).
- 10. The Development of Criminal Law and Criminal Justice in Singapore (Singapore Journal of Legal Studies, Faculty of Law, National University of Singapore, 2001) (with Chan Wing Cheong), 55 pp.
- 11. From Foundation to Legacy: The Second Charter of Justice (Singapore Academy of Law, 2006), 102 pp.
- 12. International Encylopaedia of Laws Contracts (Singapore) (Kluwer Law & Taxation Publishers (with Goh Yihan) third edition of S/No 3 above, 2012), 748 pp.
- 13. *Contract Law in Singapore* (Wolters Kluwer Law & Business, 2012) (with Goh Yihan) (Originally published as a monograph in the International Encyclopaedia of Laws/Contracts Series (see S/No 12 above)).

- 14. *International Encylopaedia of Laws Contracts (Singapore)* (Kluwer Law & Taxation Publishers (with Goh Yihan) third edition of S/No 3 above, 2021), 880 pp.
- 15. Contract Law in Singapore (Wolters Kluwer Law & Business, 2nd Ed, 2021) (with Goh Yihan) (Originally published as a monograph in the International Encyclopaedia of Laws/Contracts Series (see S/No 14 above)).
- 16. *Contract Law in Singapore* (Wolters Kluwer Law & Business, 3rd Ed, 2025) (with Goh Yihan) (forthcoming).
- 17. Towards A New Theory of Adjudication Integrating Theory and Practice (Oxford, Hart Publishing, 2025) (forthcoming).

Book Chapters/Forewords Contributed

- 1. "Reception of English Commercial Law in Singapore A Century of Uncertainty" (with Soon Choo Hock) in Chapter 2 of *The Common Law in Singapore and Malaysia* (ed by A J Harding, 1985).
- 2. "Trends in the core areas of Singapore Law between 1990 and 1995 Contract" in *Review of Judicial and Legal Reforms in Singapore Between 1990 and 1995*, pp 250-317 (Butterworths Asia, Singapore, 1996).
- 3. "Illegality and Public Policy" in Chapter 5 of *Butterworths Common Law Series The Law of Contract*, pp 729-895 (Butterworths, London, 1999).
- 4. "Jury Trial Theory and Culture" in Salvino Busuttil (ed), *Mainly Human Rights Studies in Honour of JJ Cremona* (1999), pp 185-200.
- 5. "Sources of Contract Law in Singapore" in *Halsbury's Laws of Singapore* (Vol 7 Contract) (Butterworths Asia, Singapore, 2000), pp 9-35.
- 6. "Offer and Acceptance" in *Halsbury's Laws of Singapore (Vol 7 Contract)* (Butterworths Asia, Singapore, 2000), pp 35-63.
- 7. "Consideration" in *Halsbury's Laws of Singapore* (Vol 7 Contract) (Butterworths Asia, Singapore, 2000), pp 63-94.
- 8. "Intention to Create Legal Relations" in *Halsbury's Laws of Singapore (Vol 7 Contract)* (Butterworths Asia, Singapore, 2000), pp 94-99.
- 9. "Unenforceable Contracts" in *Halsbury's Laws of Singapore (Vol 7 Contract)* (Butterworths Asia, Singapore, 2000), pp 144-160.
- 10. "Economic Duress" in *Halsbury's Laws of Singapore (Vol* 7 *Contract)* (Butterworths Asia, Singapore, 2000), pp 202-210.
- 11. "Undue Influence" in *Halsbury's Laws of Singapore (Vol* 7 *Contract)* (Butterworths Asia, Singapore, 2000), pp 210-239.

- 12. "Unconscionability" in *Halsbury's Laws of Singapore (Vol* 7 *Contract)* (Butterworths Asia, Singapore, 2000), pp 239-251.
- 13. "Illegality and Public Policy" in *Halsbury's Laws of Singapore (Vol 7 Contract)* (Butterworths Asia, Singapore, 2000), pp 251-393.
- 14. "Theories of Law" in *Case Analysis and Statutory Interpretation Cases and Materials* (2nd Ed, 2001, Faculty of Law, National University of Singapore), pp 8-31.
- 15. "Developments in the Law of Contract" in *Developments in Singapore Law Between 1996 and 2000* (Sweet & Maxwell Asia, 2001), pp 299-385.
- 16. "Gaming and Wagering Contracts" in *Smith & Monkcom's The Law of Betting, Gaming and Lotteries* (Butterworths, London, 2001), pp 843-859, which was originally published in S/No 3, above.
- 17. Foreword to A Guide to Termination of Employment in Singapore by Khattar Wong & Partners with Deborah Barker, SC (LexisNexis, Singapore, 2003) at pp v to vi.
- 18. "Illegality and Public Policy" in *Butterworths Common Law Series The Law of Contract* (2nd Ed, Butterworths, London, 2003), pp 863-1064.
- 19. "Offer and Acceptance" in Chapter 2 of *Basic Principles of Singapore Business Law* (Thomson Learning, Singapore, 2004).
- 20. "The Impact of Cyberspace on Contract Law" (with Yeo Tiong Min) in Daniel Seng (ed), *The Impact of the Regulatory Framework on E-Commerce in Singapore* (2002), pp 39-58.
- 21. "Privity of Contract" in Chapter 8 of *Basic Principles of Singapore Business Law* (Thomson Learning, Singapore, 2004).
- 22. "Mistake" in Chapter 11 of *Basic Principles of Singapore Business Law* (Thomson Learning, Singapore, 2004).
- 23. "Economic Duress, Undue Influence, and Unconscionability" in Chapter 13 of *Basic Principles of Singapore Business Law* (Thomson Learning, Singapore, 2004).
- 24. "Illegality and Public Policy" in Chapter 14 of *Basic Principles of Singapore Business Law* (Thomson Learning, Singapore, 2004).
- 25. "Negligence" in Chapter 19 of *Basic Principles of Singapore Business Law* (Thomson Learning, Singapore, 2004).
- 26. "The Reception of English Law in Singapore" in Chapter 2 of *Essays in Singapore Legal History* (Marshall Cavendish Academic, Singapore, 2005).

- 27. "The Development of Criminal Law and Criminal Justice" in Chapter 10 of *Essays in Singapore Legal History* (Marshall Cavendish Academic, Singapore, 2005) (with Chan Wing Cheong).
- 28. Foreword to Minority Shareholders' Rights and Remedies (Second Edition, LexisNexis, 2007) by Margaret Chew at pp v to vi.
- 29. "The Natural Law Foundations of Lord Denning's Thought and Work" (reprinting S/No 45 in the category of "Articles", below, with the addition of a "Prologue") in William Dembski and Thomas Schirrmacher (Eds), *Tough-Minded Christanity Honoring the Legacy of John Warwick Montgomery*, pp 597 to 619
- 30. Foreword to Reading Law in Singapore by Tang Hang Wu and Michael Hor (Eds) (LexisNexis, 2009) at pp ix to x.
- 31. "Doctrine and Fairness in the Law of Contract" in Jessica Young and Rebecca Lee (Eds), *The Common Law Lecture Series* 2008-2009 (Faculty of Law, The University of Hong Kong, 2010), pp 17 to 100.
- 32. *Foreword* to *The Law of Torts in Singapore* by Gary Chan Kok Yew (Academy Publishing, Singapore, 2011) at pp v to vii.
- 33. "The Impact of International Conventions and Model Laws on Domestic Commercial Law The Singapore Experience" in K E Lindgren and N Perram (Eds), *International Commercial Law, Litigation & Arbitration* (Ross Parsons Centre of Commercial, Corporate and Taxation Law Publication Series, Sydney, 2011) at pp 289-323.
- 34. "Scope and Overview" in Chapter 1 of *The Law of Contract in Singapore* (Academy Publishing, Singapore, 2012).
- 35. "Sources and Theory" in Chapter 2 of *The Law of Contract in Singapore* (Academy Publishing, Singapore, 2012) (with Goh Yihan).
- 36. "Offer and Acceptance" in Chapter 3 of *The Law of Contract in Singapore* (Academy Publishing, Singapore, 2012) (with Goh Yihan).
- 37. "Express and Implied Terms" in Chapter 6 of *The Law of Contract in Singapore* (Academy Publishing, Singapore, 2012) (with Pearlie Koh).
- 38. "Regulation of Terms" in Chapter 7 of *The Law of Contract in Singapore* (Academy Publishing, Singapore, 2012) (with Pearlie Koh).
- 39. "Mistake" in Chapter 10 of *The Law of Contract in Singapore* (Academy Publishing, Singapore, 2012) (with Goh Yihan).

- 40. "Duress, Undue Influence and Unconscionable Bargains" in Chapter 12 of *The Law of Contract in Singapore* (Academy Publishing, Singapore, 2012) (with Goh Yihan).
- 41. "Illegality" in Chapter 13 of *The Law of Contract in Singapore* (Academy Publishing, Singapore, 2012).
- 42. "Privity of Contract" in Chapter 14 of *The Law of Contract in Singapore* (Academy Publishing, Singapore, 2012) (with Tham Chee Ho).
- 43. "Exceptions to the Rule of Privity" in Chapter 15 of *The Law of Contract in Singapore* (Academy Publishing, Singapore, 2012) (with Tham Chee Ho).
- 44. "Being A Legal Eagle Speech by Judge of Appeal Justice Andrew Phang" in *Genesis A Law School Companion* (6th Ed, 2012) at pp 24–28 (reprinted in *Ab Initio A Law School Companion* (7th Ed, 2013) at pp 28–31).
- 45. "Editor's Introduction" (with Chao Hick Tin, V K Rajah and Yeo Tiong Min) to *The Law in His Hands A Tribute to Chief Justice Chan Sek Keong* by Chao Hick Tin, Andrew Phang Boon Leong, V K Rajah and Yeo Tiong Min (Eds) (Academy Publishing, 2012).
- 46. Foreword to Principles of Civil Procedure by Jeffrey Pinsler SC (Academy Publishing, 2013) at pp vii to ix.
- 47. Foreword to Reading Law in Singapore by Tang Hang Wu, Michael Hor and Nicholas Poon (Eds) (2nd Ed, LexisNexis, 2014) at pp vii to viii.
- 48. "Professor and Student Conversations on the Law Part One: On the Nature and Study of Law" in Chapter 1 of *Reading Law in Singapore* by Tang Hang Wu, Michael Hor and Nicholas Poon (Eds) (2nd Ed, LexisNexis, 2014).
- 49. "Professor and Student Conversations on the Law Part Two: On the Structure and The Spirit of The Law" in Chapter 10 of *Reading Law in Singapore* by Tang Hang Wu, Michael Hor and Nicholas Poon (Eds) (2nd Ed, LexisNexis, 2014).
- 50. "Professor and Student Conversations on the Law Part Three: On the Nature and Development of The Common Law" in Chapter 16 of *Reading Law in Singapore* by Tang Hang Wu, Michael Hor and Nicholas Poon (Eds) (2nd Ed, LexisNexis, 2014).
- 51. "Professor and Student Conversations on the Law Part Four: A 'Reunion': Law as Practice" in Chapter 20 of *Reading Law in Singapore* by Tang Hang Wu, Michael Hor and Nicholas Poon (Eds) (2nd Ed, LexisNexis, 2014).
- 52. Foreword (with V K Rajah) to Singapore Law 50 Years in the Making by Goh Yihan and Paul Tan (Gen Eds) (Singapore Academy of Law, 2015) at pp ix to xi.

- 53. "Encounters with History, Theory and Doctrine Some Reflections on Discharge by Breach of Contract" (with Goh Yihan) in Chapter 12 of *Contract in Commercial Law* by Simone Degeling, James Edelman and James Goudkamp (Gen Eds) (Thomson Reuters, 2016).
- 54. "A Passion for Justice Lord Denning, Christianity and the Law" in Chapter 15 of *Great Christian Jurists in English History* by Mark Hill and R.H. Helmholz (Gen Eds) (Cambridge University Press, 2017).
- 55. "Editor's Introduction" (with Goh Yihan) to *A Judge for the Ages Essays in Honour of Justice Chao Hick Tin* by Andrew Phang Boon Leong and Goh Yihan (Gen Eds) (Academy Publishing, 2017).
- 56. "A Judge for the Ages" (with Chief Justice Sundaresh Menon) in *A Judge for the Ages Essays in Honour of Justice Chao Hick Tin* by Andrew Phang Boon Leong and Goh Yihan (Gen Eds) (Academy Publishing, 2017), pp 1 to 34.
- 57. Foreword to Imprints of Singapore: A Brief History of Legal Publishing in Singapore (Asia Business Law Institute, 2017).
- 58. Foreword to Recognition and Enforcement of Foreign Judgments in Asia (Singapore Academy of Law, 2017).
- 59. "The Intractable Problems of Illegality and Public Policy in the Law of Contract

 a Comparative Perspective" in Chapter 12 of *Essays in Memory of Professor Jill Poole: Coherence, Modernisation and Integration in Contract, Commercial and Corporate Laws* by Rob Merkin and James Devenney (Eds) (Informa Law from Routledge, 2018).
- 60. Foreword to Contract Law in Singapore: Cases, Materials and Commentary by Burton Ong and Benjamin Wong (Gen Eds) (Singapore Academy of Law, 2019) at pp vii–x.
- 61. "Critical Pressure Points in the Regulation of Silence in Misleading Conduct" in Chapter 2 of *Misleading Silence* by Elise Bant and Jeannie Paterson (Eds) (Hart Publishing (2020).
- 62. Foreword to Lye Lin Heng's Landlord and Tenant Law in Singapore by Lye Lin Heng, Koh Swee Yen and Elaine Chew (Gen Eds) (2nd Ed, LexisNexis, 2020) at pp xiii-xiv.
- 63. Foreword to Asian Principles for the Recognition and Enforcement of Foreign Judgments (Singapore Academy of Law, 2020) at pp v-vii.
- 64. Foreword to Punishment and Private Law by Elise Bant, James Goudkamp, Jeannie Marie Paterson and Wayne Courtney (Gen Eds) (Hart Publishing, 2021) at pp v-viii.
- 65. Foreword to Technology and Corporate Law: How Innovation Shapes Corporate Activity by Andrew Godwin, Pey-Woan Lee and Rosemary Teele Langford (Gen Eds) (Edward Elgar, 2021) at pp ix–xii.

- 66. Foreword to Singapore Trusts Law by Vincent Ooi and Christopher Hare (Gen Eds) (LexisNexis, 2021) at pp vii–v.
- 67. "Introduction" in Chapter 1 of *Law and Technology in Singapore* (Academy Publishing, Singapore, 2021) (with Simon Chesterman and Goh Yihan).
- 68. Foreword to Singapore Law Journal (Volume 2, SMU Lexicon, 2022) at pp ivvi.
- 69. Foreword to Foundations of Criminal Law in Singapore by Benny Tan (Academy Publishing, 2022) (forthcoming).
- 70. "Scope and Overview" in Chapter 1 of Volume 1 of *The Law of Contract in Singapore* (2nd Ed, Academy Publishing, Singapore, 2022).
- 71. "Sources and Theory" in Chapter 2 of Volume 1 *The Law of Contract in Singapore* (2nd Ed, Academy Publishing, Singapore, 2022) (with Goh Yihan).
- 72. "Offer and Acceptance" in Chapter 3 of Volume 1 of *The Law of Contract in Singapore* (2nd Ed, Academy Publishing, Singapore, 2022) (with Goh Yihan).
- 73. "Express and Implied Terms" in Chapter 6 of Volume 1 of *The Law of Contract in Singapore* (2nd Ed, Academy Publishing, Singapore, 2022) (with Pearlie Koh and Goh Yihan).
- 74. "Regulation of Terms" in Chapter 7 of Volume 1 of *The Law of Contract in Singapore* (2nd Ed, Academy Publishing, Singapore, 2022) (with Pearlie Koh).
- 75. "Mistake" in Chapter 10 of Volume 1 of *The Law of Contract in Singapore* (2nd Ed, Academy Publishing, Singapore, 2022) (with Goh Yihan).
- 76. "Duress, Undue Influence and Unconscionable Bargains" in Chapter 12 of Volume 1 of *The Law of Contract in Singapore* (2nd Ed, Academy Publishing, Singapore, 2022) (with Goh Yihan).
- 77. "Illegality" in Chapter 13 of Volume 1 of *The Law of Contract in Singapore* (2nd Ed, Academy Publishing, Singapore, 2022).
- 78. "Privity of Contract" in Chapter 14 of Volume 2 of *The Law of Contract in Singapore* (2nd Ed, Academy Publishing, Singapore, 2022) (with Tham Chee Ho).
- 79. "Exceptions to the Rule of Privity" in Chapter 15 of Volume 2 of *The Law of Contract in Singapore* (2nd Ed, Academy Publishing, Singapore, 2022) (with Tham Chee Ho).
- 80. "A Brief Biography" in Chapter One of *Pioneer, Polymath and Mentor The Life and Legacy of Yong Pung How* (Academy Publishing, Singapore, 2024).

- 81. "A Titan of Banking and Finance" in Chapter Two of of *Pioneer, Polymath and Mentor The Life and Legacy of Yong Pung How* (Academy Publishing, Singapore, 2024).
- 82. "Clearing the Backlog" in Chapter Four of *Pioneer, Polymath and Mentor The Life and Legacy of Yong Pung How* (Academy Publishing, Singapore, 2024).
- 83. "The Development of Private Law" in Chapter Five of *Pioneer, Polymath and Mentor The Life and Legacy of Yong Pung How* (Academy Publishing, Singapore, 2024).
- 84. "The Development of Criminal Law" in Chapter Six of Of *Pioneer, Polymath and Mentor The Life and Legacy of Yong Pung How* (Academy Publishing, Singapore, 2024).
- 85. "Leading and Developing the Courts and the Profession" in Chapter Seven of *Pioneer, Polymath and Mentor The Life and Legacy of Yong Pung How* (Academy Publishing, Singapore, 2024).
- 86. "A Titan of Legal Education" in Chapter Nine of *Pioneer, Polymath and Mentor* The Life and Legacy of Yong Pung How (Academy Publishing, Singapore, 2024) (with contributions from Ho Kwon Ping, Howard Hunter, Arnoud De Meyer, Lily Kong, Low Kee Yang, Yeo Tiong Min, Goh Yihan and Lee Pey Woan).
- 87. "A Living Legacy" in Chapter Ten of *Pioneer, Polymath and Mentor The Life and Legacy of Yong Pung How* (Academy Publishing, Singapore, 2024).
- 88. "Negotiating A Brave New World: Fraud and Risk in Modern Commercial Law" in Chapter 1 of *Fraud and Risk in Commercial Law* by Paul S Davies and Hans Tjio (Gen Eds) (Hart Publishing, 2024).
- 89. "Introduction" in Chapter 1 of *Law and Technology in Singapore* (2nd Ed, Academy Publishing, Singapore, 2025) (with Simon Chesterman and Goh Yihan).
- 90. Foreword to the late Professor Michael Furmston and Professor James Devenney, Sale and Supply of Goods, 4th Ed (Cavendish Publishing Limited, 2025) (forthcoming).
- 91. "Resolving the Tension Revisiting the Doctrine of Common Mistake in Equity" in Ho Hock Lai and Kelvin F K Loh (Gen Eds), A Gentleman of the Law: Essays in Memory of Professor Tan Yock Lin (NUS Press, 2026) (forthcoming).
- 92. "On Comparative Analysis as well as Ending and Changing Contracts" in Mindy Chen-Wishart and Stefan Vogenauer (Gen Eds) (Studies in the Contract Laws of Asia) (Oxford University Press, 2026) (forthcoming).

Books Edited

- 1. General Editor, *Halsbury's Laws of Singapore (Vol 7 Contract)* (Butterworths Asia, 2000).
- 2. General Editor, *Basic Principles of Singapore Business Law* (Thomson Learning, Singapore, 2004).
- 3. General Editor, *The Law of Contract in Singapore* (Academy Publishing, Singapore, 2012).
- 4. General Editor (with Chao Hick Tin, V K Rajah and Yeo Tiong Min), *The Law in His Hands A Tribute to Chief Justice Chan Sek Keong* (Academy Publishing, 2012).
- 5. General Editor (with Goh Yihan), *A Judge for the Ages Essays in Honour of Justice Chao Hick Tin* (Academy Publishing, 2017).
- 6. General Editor (with Simon Chesterman and Goh Yihan), *Law and Technology in Singapore* (Academy Publishing, 2021).
- 7. General Editor, *The Law of Contract in Singapore* (2nd Ed, Academy Publishing, Singapore, 2022) (in 2 volumes).
- 8. General Editor, *Pioneer, Polymath and Mentor The Life and Legacy of Yong Pung How* (Academy Publishing, Singapore, 2024).

II LAW JOURNAL PUBLICATIONS -

Articles published whilst an undergraduate

- 1. "Teh Cheng Poh v Public Prosecutor: A Constitutional Cul-de-Sac?" (1980)

 Law Times 5.
- 2. "The Theory of the Implied Amendment in Singapore A Re-Appraisal", (1980) *Law Times* 26.

Articles

- 1. "Jury Trial in Singapore and Malaysia: The Unmaking of a Legal Institution", (1983) 25 *Malaya Law Review* 50.
- 2. "Stare Decisis in Singapore and Malaysia: A Sad Tale of the Use and Abuse of Statutes", (1983) 4 Singapore Law Review 155.

- 3. "Overseas Fetters': Myth or Reality?", [1983] 2 Malayan Law Journal cxxxix.
- 4. "Jury Trial in Singapore and Malaysia A Note on the Case-Law", [1984] 2 *Malayan Law Journal* cxli.
- 5. "English Law in Singapore: Precedent, Construction and Reality or 'The Reception That Had To Be'" [1986] 2 *Malayan Law Journal* civ.
- 6. "Of 'Cut-Off' Dates and Domination: Some Problematic Aspects of the General Reception of English Law in Singapore", (1986) 28 *Malaya Law Review* 242.
- 7. Review Article, "Constructing Theoretical Frameworks A Review of Asian Indigenous Law In Interaction with Received Law, Edited by Masaji Chiba", (1988) 30 Malaya Law Review 211.
- 8. "Of Codes and Ideology: Some Notes on the Origins of the Major Criminal Enactments of Singapore" (1989) 31 *Malaya Law Review* 46.
- 9. "Of Generality and Specificity A Suggested Approach Toward the Development of an Autochthonous Singapore Legal System", (1989) 1 Singapore Academy of Law Journal 68.
- 10. "Theoretical Conundrums and Practical Solutions in Singapore Commercial Law: A Review and Application of Section 5 of the Civil Law Act", (1988) 17 Anglo-American Law Review 251.
- 11. "Common mistake in English law: the proposed merger of common law and equity", (1989) 9 *Legal Studies* 291.
- 12. "Reception of English Law in Singapore: Problems and Proposed Solutions", (1990) 2 Singapore Academy of Law Journal 20.
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- 1. "Reception of English Law in Singapore: Problems and Proposed Solutions" presented at a Singapore Academy of Law Workshop on the Reception of English Law (1989) (by invitation; paper was subsequently published in (1990) 2 Singapore Academy of Law Journal 20 (see above)).
- 2. "Legal Theory in the Law School Curriculum Myth, Reality, and the Singapore Context" presented at an international conference on legal theory, jointly organised by the Faculty of Law, University of Connecticut and the Faculty of Law, City Polytechnic of Hong Kong in Hong Kong (1991) (by invitation; paper was subsequently published in (1991) 6 *Connecticut Journal of International Law* 345 (see above)).

- 3. "Convergence and Divergence A Preliminary Comparative Analysis of the Singapore and Hong Kong Legal Systems" public lecture given under the auspices of the Distinguished Visitors Programme, Faculty of Law, University of Hong Kong, Session 1991-1992 (31 October 1999) (by invitation; a revised version of the paper was subsequently published in (1993) 23 *Hong Kong Law Journal* 1 (see above)).
- 4. "Roberto Unger and the Politics of Transformation in an Asian Context" talk delivered under the auspices of the East Asian Legal Studies Programme, Harvard Law School, Fall Semester 1995 (as Visiting Scholar; the full version of the paper was subsequently published in (1997) *Tydskrif Vir Die Suid-Afrikaanse Reg (Journal of South African Law)* (published in 3 parts), pp 45-65, 287-304 and 472-497 (see above)).
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- 11. "The Impact of Cyberspace on Contract Law" (with Yeo Tiong Min) presented at the Inaugural Symposium for the Technology Law Development Group of the Singapore Academy of Law (5 April 2002) (by invitation; paper was subsequently published as a book chapter (see above)).

- 12. "Intellectual Property and the Courts: Are the Courts the Answer? Reflections of the Judiciary" delivered at the Special Judges' Panel of the Inaugural Global Forum on Intellectual Property on 22 August 2006 (by invitation).
- 13. Address at the Admission of Advocates and Solicitors Mass Call 2007 (delivered on 26 May 2007 and available online at the Supreme Court of Singapore website).
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- 15. Acceptance Speech on being conferred the Singapore Management University Alumni Association Honorary Alumnus Award on 3 October 2008 (available online at the Singapore Management University Alumni Association website).
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- 17. "Doctrine and Fairness in the Law of Contract", a Public Lecture delivered on 16 April 2009 as part of the Common Law Lecture Series under the auspices of the Faculty of Law, The University of Hong Kong (by invitation; subsequently published in *The Common Law Lecture Series 2008-2009* (Jessica Young and Rebecca Lee (Eds), Faculty of Law, The University of Hong Kong, 2010), pp 17–100 and (in modified form) in (2009) 29 *Legal Studies* 534 (see above)).
- 18. Welcome Address delivered at the Inaugural Singapore Academy of Law Forensic Conference on 8 October 2009.
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- 20. Speech delivered at the Launch of Singapore Law Reports (Reissue) on 9 January 2010.
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- 22. "The Impact of International Conventions and Model Laws on Domestic Commercial Law The Singapore Experience" presented on 7 May 2011 at Sydney at the Conference organized by the Federal Court of Australia, the Ross Parsons Centre of Commercial, Corporate and Taxation Law and the Business Law Section of the Law Council of Australia entitled "International Commercial Law, Litigation & Arbitration (by invitation; paper was subsequently published in the book of the Conference proceedings (see above)).
- 23. "Recent Developments in Singapore Contract Law The Search for Principle" presented at the Journal of Contract Law Conference (entitled "Commercial

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- 28. "Theory as Practice and Practice as Theory The Integrated and Integral Contract Scholarship of Professor Michael Furmston" delivered at the Journal of Contract Law Conference held at the Singapore Management University on 3 May 2013 (by invitation; subsequently published in (2014) 31 *Journal of Contract Law* 12 (see above)).
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- 31. "Alternative Dispute Resolution and Regional Prosperity A View from Singapore" delivered at China-ASEAN Justice Forum in Nanning, China on 17 September 2014.
- 32. "Extrajudicial Views and Social Media Some Brief Observations" delivered at the 3rd Joint Judicial Conference 2014 in Brunei on 15 November 2014.
- 33. Speech delivered at the 6th Singapore Academy of Law Junior College Law Programme Appreciation Tea on 24 February 2015.

- 34. Welcome Address for the Right Honourable Professor Sir Bernard Rix delivered at the Singapore Academy of Law Distinguished Speaker Lecture held at the Supreme Court of Singapore on 6 March 2015.
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- 36. Welcome Remarks for Justice Antonin Scalia and Professor Bryan Garner delivered at a seminar organised by the Singapore Academy of Law and the National University of Singapore held at the Supreme Court of Singapore on 27 January 2016.
- 37. Speech delivered at the Signing Ceremony of the Memorandum of Understanding between the Office of the Judiciary of the Kingdom of Thailand and the Singapore Judicial College held at the Thai Judicial Training Institute in Bangkok on 16 March 2016.
- 38. Opening Address at the Singapore Academy of Law Annual Review Conference 2016 held at the Supreme Court of Singapore on 26 July 2016.
- 39. Address at the Admission of Advocates and Solicitors Mass Call 2016 (delivered on 27 August 2016 and available online at the Supreme Court of Singapore website).
- 40. "Judgment Writing (I) Best Practices from the Appellate Perspective" delivered at the Judiciary-Wide Induction Programme held at the Supreme Court of Singapore on 14 October 2016.
- 41. "Mediation and the Courts The Singapore Experience" presented at the 4th Asian Mediation Conference held in Beijing on 20 October 2016 (by invitation; subsequently published in [2017] *Asian Journal on Mediation* 14 (see above)).
- 42. Welcome Address for the Right Honourable Professor Sir Bernard Rix delivered at the Singapore Academy of Law and the Asian Business Law Institute Lecture held at the Supreme Court of Singapore on 14 March 2017.
- 43. Welcome Address for the Right Honourable Professor Sir Bernard Rix and Associate Professor Goh Yihan delivered at the inaugural session of the Singapore Judicial College's Master Class Series held at the Supreme Court of Singapore on 16 March 2017.
- 44. "Pioneering Scholar and Practitioner The Life and Work of Professor John W Carter" presented at the Journal of Contract Law Conference held at the Sunway University, Kuala Lumpur, Malaysia on 18 May

- 2017 (by invitation; subsequently published in (2017) 34 *Journal of Contract Law* 100 (see above)).
- 45. "Pure Economic Loss and Reproductive Negligence The Singapore Experience" presented at the Asia-Pacific Judicial Colloquium 2017 organised by the Supreme Court of Canada and held between 1 June 2017 and 3 June 2017 at Vancouver, British Columbia (by invitation; subsequently published in (2017) 24 Torts Law Journal 95 (see above)).
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- 47. Welcome Address for the Honourable James Allsop AO delivered at the Singapore Academy of Law Distinguished Speaker Lecture held at the Supreme Court of Singapore on 2 October 2017.
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- 54. "Equitable Fraud Some Personal Reminiscences and Reflections", a welcome address delivered at the 2019 Journal of Equity Annual Conference held at the Singapore Management University School of Law on 14 February 2019 (by invitation; subsequently published in (2019) 13 *Journal of Equity* 114 (see above)).
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- 56. "Recent Developments in Singapore Contract Law" delivered at the Asia-Pacific Judicial Colloquium 2019 held at the Supreme Court of Singapore on 29 May 2019 (by invitation).
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- 59. "On Passion, Imagination, Hard Work and Life Principles", a keynote speech delivered at the Singapore Management University School of Law Commencement Ceremony 2019 on 31 July 2019 (by invitation; subsequently published in (2019) 5 *Malayan Law Journal* xxx (see above)).
- 60. "On Comparative Analysis as well as Ending and Changing Contracts", a welcome address delivered at the Conference on Studies in the Contract Laws of Asia Vol V Ending and Changing Contracts held at the National University of Singapore Faculty of Law on 15 August 2019 (by invitation; to be published in the volume of the conference proceedings).
- 61. "Strengthening the Training and Exchanges between Judges of the International Commercial Courts" presented at the 3rd China-Singapore Roundtable with the Supreme People's Court held in Beijing from 28-29 August 2019.
- 62. "Recent Developments in Singapore Contract Law" delivered at the 5th Joint Judicial Conference 2019 held at the Supreme Court of Singapore on 13 September 2019 (subsequently published in (2020) *Journal of the Malaysian Judiciary Special Edition* 100 (see above)).
- 63. "Critical Pressure Points in the Regulation of Silence in Misleading Conduct" presented at the Misleading Silence Colloquium held at the University of Melbourne, Australia from 19-20 September 2019 (by invitation; subsequently published in Chapter 2 of *Misleading Silence* by Elise Bant and Jeannie Paterson (Eds) (Hart Publishing (2020) (see above)).
- 64. Address at the Admission of Advocates and Solicitors Mass Call 2020 (delivered on 25 August 2020).
- 65. Speech delivered at the book launch of *Landlord and Tenant Law Pandemics and the Way Forward* (2nd Ed, LexisNexis, 2020) held virtually at the National University of Singapore Faculty of Law on 28 May 2021 (by invitation).
- 66. Speech delivered at the book launch of *Punishment and Private Law* (Hart Publishing, 2021) held virtually at the National University of Singapore Faculty of Law on 6 September 2021 (by invitation).
- 67. Speech delivered at the book launch of *Technology and Corporate Law: How Innovation Shapes Corporate Activity* (Edward Elgar, 2021) held virtually at the

- Yong Pung How School of Law, Singapore Management University on 11 October 2021 (by invitation).
- 68. Speech delivered at the book launch of *Asia-Pacific Trusts Law Theory and Practice in Context* (Hart Publishing, 2021) held virtually at the Melbourne Law School, University of Melbourne on 14 October 2021 (by invitation).
- 69. "Penalty Clauses and Restraint of Trade A View from Singapore" presented at the 7th Judicial Seminar on Commercial Litigation hosted virtually by the Supreme Court of Singapore on 24 and 25 February 2022 (and jointly organised by the Supreme Court of New South Wales and the Court of Final Appeal of Hong Kong and the Supreme Court of Singapore (by invitation; subsequently published in [2022] *Journal of Business Law* 209 (see above)).
- 70. Address at the Admission of Advocates and Solicitors Mass Call 2022 (delivered on 23 August 2022).
- 71. "The Importance of Comparative Common Law A View from Singapore" The University of Reading Law School Annual Lecture 2023 (delivered at the University of Reading on 28 February 2023) (by invitation; subsequently published in [2023] *Journal of Business Law* 538 (see above)).
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- 73. "Negotiating a Brave New World Fraud and Risk in Modern Commercial Law" Keynote Address delivered on 15 June 2023 at the Fraud and Risk in Commercial Law Conference held at the Faculty of Law, National University of Singapore (by invitation; subsequently published in Chapter 1 of *Fraud and Risk in Commercial Law* by Paul S Davies and Hans Tjio (Gen Eds) (Hart Publishing, 2024).
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- 295. Law Society of Singapore v Dhanwant Singh [2019] SGHC 290; [2020] 4 SLR 736.
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- 313. *Oei Hong Leong and another v Chew Hua Seng* [2020] SGCA 78.
- 314. Ooi Chhooi Ngoh Bibiana v Chee Yoh Chuang (care of RSM Corporate Advisory Pte Ltd, as joint and several private trustees in bankruptcy of the bankruptcy estate of Freddie Koh Sin Chong, a bankrupt) and another [2020] SGCA 83; [2020] 2 SLR 1030.
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- 338. Muhammad Amirul Aliff bin Md Zainal v Public Prosecutor [2021] SGCA 47; [2021] 2 SLR 299.
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- 341. Tan Kok Meng v Public Prosecutor [2021] SGCA 55; [2021] 2 SLR 403.
- 342. Noor Azlin bte Abdul Rahman and another v Changi General Hospital Pte Ltd [2021] SGCA 59; [2021] 2 SLR 440.
- 343. *Mohammad Reduan bin Mustaffar v Public Prosecutor and another appeal and another matter* [2021] SGCA 64.
- 344. Ranjit Singh s/o Ramdarsh Singh (suing as co-executor of the estate of Ramdarsh Singh s/o Danukdhari Singh (alias Ram Darash Singh), deceased and as a beneficiary of the estate v Harisankar Singh (sued as co-executor of the estate of Ramdarsh Singh s/o Danukdhari Singh (alias Ram Darash Singh), deceased and in his personal capacity) [2021] SGCA 66.
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- 354. Lim Oon Kuin and others v Ocean Tankers (Pte) Ltd (interim judicial managers appointed) [2021] SGCA 100; [2022] 1 SLR 434.
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- 356. *UWM v UWL* [2021] SGCA 105.
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- 370. CSDS Aircraft Sales & Leasing v Singapore Airlines Ltd [2022] SGCA(I) 3; [2022] 1 SLR 284.
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- 381. Dr Goh Seng Heng v Wang Xiaopu [2022] SGCA 48, [2022] 2 SLR 769.
- 382. Gaiyathiri d/o Murugayan v Public Prosecutor [2022] SGCA 49, [2022] 2 SLR 1103.
- 383. Gaiyathiri d/o Murugayan v Public Prosecutor [2022] SGCA 53, [2022] 2 SLR 1122.
- 384. *Nazeri bin Lajim v Attorney General* [2022] SGCA 55, [2022] 2 SLR 964.
- 385. The Law Society of Singapore v Mohammed Lutfi bin Hussin [2022] SGHC 182, [2023] 3 SLR 509.
- 386. Law Society of Singapore v Chia Chwee Imm Helen Mrs Helen Thomas [2022] SGHC 214, [2023] 3 SLR 1135.
- 387. An Guang Shipping Pte Ltd (under judicial management) and others v Ocean Tankers (Pte) Ltd (in liquidation) [2022] SGCA 69, [2023] 1 SLR 656.
- 388. *Roszaidi bin Osman v Public Prosecutor* [2022] SGCA 75, [2023] 1 SLR 222 (Dissenting judgment on behalf of the minority of the court).
- 389. Xu Yuanchen v Public Prosecutor [2024] SGCA 17, [2024] 1 SLR 635.
- 390. TOWA Corp v ASMPT Singapore Pte Ltd [2024] SGCA 52, [2024] 2 SLR 580.

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