
WIPO LIST OF NEUTRALS

BIOGRAPHICAL DATA

Hong YANG
Shanghai
People's Republic of China



Nationality: China

EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

Doctor in Law (Specialization: International Intellectual Property Law), East China University of Political Science and Law, 2010;
Master of Law (Research), East China University of Political Science and Law, Shanghai, 2006;
B.A., International Cultural Exchange, Shanghai International Studies University, Shanghai, 2003;
Minor in Law, Fudan University, Shanghai, 2002;
Visiting Scholar, University of California, Berkeley, Law School, California, 2012 – 2013.

LANGUAGES

Chinese
English

PRESENT POSITION

Associate Professor, Ph.D Supervisor, Shanghai International College of Intellectual Property (SICIP), Tongji University, Shanghai, China, since 2018;
Specialist expert consultant, Yang Pu District People's Court of Shanghai, Shanghai, China since 2023;
Attorney-at-Law (part-time), Boss & Young Attorneys-at-Law, Shanghai, since 2022;
Specialist Mediator, Shanghai Second Intermediate People's Court, Shanghai, since 2017.

PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION

Associate Professor, School of Law, Shanghai University of International Business and Economics, Shanghai, China, 2006 – 2017;
Deputy Director of Center of China-EU Innovation Policy and Law, Tongji University, Shanghai, 2019 – 2022;
Attorney-at-Law (part-time), Shanghai Debund Law Firm, Shanghai, 2019 – 2022;
Attorney-at-Law, Shanghai Hongqiao & Zhengnan Law Firm, Shanghai, 2012 – 2013.

September 26, 2024

MEMBERSHIP IN PROFESSIONAL BODIES

Member of Shanghai Bar Association;
 Member of China Law Society;
 Member of Intellectual Property Law Committee, Shanghai Law Society;
 Member of Research Center of Traditional Medical Knowledge, China National Administration of Traditional Chinese Medicine.

AREAS OF SPECIALIZATION

Trademarks and Domain Names; Internet and Data Law; International Protection and Licensing of IP; Copyright Law.

EXPERIENCE IN INTELLECTUAL PROPERTY

Teaching & Research

Courses:

Coordinator of WIPO-Tongji Master Program course, and drafter of WINIPE proposal, an education network by WIPO Academy Partner Universities originated in the partner universities roundtable held in Shanghai, China;
 Private International Law in IP (WIPO-Tongji Master Program);
 International Protection of IP (Master in Law, LLM of WIPO-Tongji Program);
 International Law (JM);
 Intellectual Property Law (Master in Law);
 Session in Moral Rights (Lecturer of WIPO-China Summer School 2015).

Research

Publications: published three books (author/contributor), and more than 20 articles in key professional Chinese and international journals. Three of the articles were written in English, with one being a chapter in a book published by Springer, one being published in an international journal "Science Citation Index" and one being published at an international conference "Engineering Index".

Research Programs:

- (1) Host: "Extraterritoriality of Data Law", 2022 National Social Sciences Fund Project;
- (2) Host: "Research on IP Border Measures in FTZs", 2014 National Social Sciences Fund Young Scholars Project;
- (3) Main Participant: "Strategy of China's Participation in Global IP Governance, 2021 National Social Sciences Fund Major Project;
- (4) First Participant: "Shanghai Municipal Education Commission Model Course Program: Intellectual Property Law", 2011 – 2013.

Practices

Represented clients in respect of different kinds of IP disputes as an attorney-at-law, including litigations and arbitrations of trademark, unfair competition and copyright disputes.
 Represented clients in several trademark revocation cases, including those on the basis of 3-year non-use, as well as conflicts with prior rights.

Providing non-litigation legal services related to IP including trademark, copyright, and patent. Worked as specialist mediator in Shanghai Second Intermediate People's Court.

EXPERIENCE WITH RESPECT TO DOMAIN NAMES

Represented or participated in representation of several cases related to conflicts between trademark and domain names, including:
 -Represented a client in a lawsuit involving a domain name conflicting with a registered trademark;

-Provided professional counseling opinions for representing lawyers regarding a case involving an HK Domain Name Dispute.
Undertook several lectures and speeches to postgraduates in different universities about WIPO Domain Name Dispute Resolution System and the UDRP.

MAJOR PUBLICATIONS

Books:

Sui Generis Intellectual Property Protection for Folklore: International Legislations and Implications, The Law Press China, March, 2011;
Contributor, in Zhang Yuqin eds., WTO Law Dictionary, The Law Press China, 2007;
Contributor, in Zhu, Lanye and Liu, Xiaohong, Study on Conflict of Jurisdiction Law Application Concerning Intellectual Property, The Law Press China, 2005.

Papers:

“Intellectual Property Protection in Free Trade Zones: Main Issues from China’s Perspective in the International Context”, in Lei Z. eds, A Chinese Perspective on WTO Reform, Springer, 2023;
Co-author: “Generic Drugs and Innovative Drug Incentives: Early Dispute Resolution Mechanism in China”, Biotechnology Law Report (SCI), Vol.41, Issue 4, 2022;
“Reasonable Exploration of Determination of Trademark Infringement Concerning OEM in the Sight of Separation of Primary Subjects”, Law Science, Issue 9, 2021. (CSSCI Indexed, CLSCI Indexed);
“Regulation of cross-border flow of data based on classification”, Legal Research on the “Belt & Road”, Vol.4, 2021;
“How RCEP Empowers Digital Economy? Four Trends Worth Noting”, WenHui Newspaper (Electronic version), January 7, 2021;
“Special Issues in IP Customs Enforcement in FTZs and Improvement of Relevant Institutions in China”, Global Law Review, Issue 2, 2019. (CSSCI Indexed, CLSCI Indexed);
“IP Border Measures in the Process of Trade Regionalization and Countermeasures Thereof”, Global Law Review, Issue 1, 2016. (CSSCI Indexed, CLSCI Indexed);
“Border Measures Against Goods in Transit: Compliance Issues under TRIPS Raised by Recent Development of EU Directive and U.S. Model of FTAs”, Asia-Pacific Economic Review, Issue 4, 2013. (CSSCI Indexed);
“Intellectual Property Enforcement Rules of Anti-Counterfeiting Trade Agreement”, Studies in Law and Business, Issue 6, 2011. (CSSCI Indexed, CLSCI Indexed);
“New Trends of International Intellectual Property Legislation and Responsive Measures in the Context of Trade Regionalization”, Asia-Pacific Economic Review, Issue 6, 2011. (CSSCI indexed);
“Business Method Patents for E-Commerce: Development in International Experiences, Implications and Problems”, 2011 International Conference on Business Computing and Informatization, EI indexed, ISTP indexed, DOI: 10.1109/BCGI.2011.73, ISBN: 978-1-4577-0788-9;
“Patent Regime and Genetic Resources, Traditional Knowledge Protection”, Patent Law Research (Published by State Intellectual Property Office), 2005;
“Effect of International Intellectual Property Treaties on Private Parties”, Jiang Huai Tribune, Issue.1, 2005. (CSSCI Indexed);
Thoughts on China’s Tort Law System: From the Perspective of Evolution and Problems of Real Claims in China”, Journal of Ji Mei University, Issue 4, 2004.

EXPERIENCE IN COURT LITIGATION

Represented clients in six cases of trademark infringement, four cases of copyright infringement, two cases of unfair competition related to Internet, as well as one patent infringement in litigations in Shanghai.

PROFESSIONAL TRAINING IN ARBITRATION

Has diplomas of Master and Doctor’s degree of International Economic Law (IP specialization), including professional training of arbitration laws and procedures.

EXPERIENCE IN ARBITRATION

Represented clients in two arbitration procedures related to trademark and contract.

Held conferences and research cooperation with several important arbitration institutions in Shanghai, including SHIAC and Shanghai Arbitration Commission.

PROFESSIONAL TRAINING IN MEDIATION

Has diplomas of Master and Doctor's degree of International Economic Law (IP specialization), including professional training of mediation rules and procedures.

EXPERIENCE IN MEDIATION

Worked as specialist mediator in Shanghai Second Intermediate People's Court and Shanghai Railway Transportation Court. Hosted mediation procedures in pre-trial mediation.
