

TAN Zhong Xing

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A graduate of Harvard Law School and the NUS Law Faculty, Zhong Xing first joined the faculty as a member of the inaugural batch of Sheridan Fellows, subsequently being appointed Assistant Professor in 2018. Zhong Xing's research and teaching interests are in contract law, private law and legal theory, and commercial and corporate law more generally, as well as the various intersection points between these fields. He has written more recently on the role of distributive justice in contract law, the rise of the 'relational contract' concept, the interface between private and public norms in contracting, as well as evolving doctrinal areas including the concept of good faith and the law of contractual interpretation. His recent work extends more broadly into re-thinking the foundations of private law theory, drawing from political and moral philosophy, and connecting these to key doctrinal areas in the law of obligations.

His work has been published (or is forthcoming) in a number of internationally-acclaimed general and specialist law journals (a number of which are listed as 'prestige' publications or ranked A* on various lists including the NUS Law Research Benchmarking Report, the Israeli Inter-University Committee Report, and the Australian Research Council Journal List), including the *Modern Law Review* and the *University of Toronto Law Journal*. His work has also been referred to by the Singapore Court of Appeal and the United Kingdom Supreme Court.

Over the last few years Zhong Xing has been the recipient of various awards for research and teaching, including the Hart Publishing Prize for the best paper by an early career scholar at the Ninth Biennial Conference on the Law of Obligations (Melbourne and Oxford, 2018), and previously, Harvard Law School's Project on the Foundations of Private Law Prize, as well as the Montrose Memorial Prize for Jurisprudence and the Wong Peng Koon Prize for Best Directed Research Paper at NUS Law. He has also been awarded the NUS Faculty Annual Teaching Excellence Award (2018, 2019) and the NUS University-Level Annual Teaching Excellence Award (sole recipient, 2020).

Publications

ARTICLES

1. Tan Zhong Xing, "Re-thinking Relational Architecture: Interpersonal Justice Beyond Private Law" (30,000 words, forthcoming 2022, *University of Toronto Law Journal*)
2. Tan Zhong Xing, "The Prospects for Pluralism in Contract Theory" (2021) 41 (4) *Legal Studies* 547-566
3. Tan Zhong Xing, "Illegality and the Promise of Universality" [2020] *Journal of Business Law* 428-450
4. Tan Zhong Xing, "Where the Action Is: Macro and Micro Justice in Contract Law" (2020) 83 (4) *Modern Law Review* 725-760

5. Tan Zhong Xing, "The Proportionality Puzzle in Contract Law: A Challenge for Private Law Theory?" (2020) 33 *Canadian Journal of Law and Jurisprudence* 215 – 244
6. Tan Zhong Xing, "Disrupting doctrine? Revisiting the doctrinal impact of relational contract theory" (2019) 39(1) *Legal Studies* 98-119
7. Tan Zhong Xing, "Deconstructing the Internal Point of View in Contract Law and Theory" (2018) 34(3) *Journal of Contract Law* 260-281
8. Tan Zhong Xing, "Equity and Opportunism in the law of contract - A Case Study in Fusion by Diffusion" (2018) 30 *Singapore Academy of Law Journal* 305-344
9. Tan Zhong Xing, "Keeping faith with good faith? The evolving trajectory post-Yam Seng and Bhasin" (2016) 5 *Journal of Business Law* 420-446
10. Tan Zhong Xing, "Beyond the Real and the Paper Deal: The Quest for Contextual Coherence in Contractual Interpretation" (2016) 79(4) *Modern Law Review* 623-654
11. Tan Zhong Xing, "The New Era of Corporate Veil-Piercing - Concealed Cracks and Evaded Issues?" (2016) 28 *Singapore Academy of Law Journal* 209-241
12. Tan Zhong Xing, "The anatomy of contractual illegality" (2015) 44(2) *Common Law World Review* 99 – 122
13. Tan Zhong Xing, "Reverse Oppression and the Residual Nature of the Shareholder's Commercial Unfairness Remedy" (2015) 27 *Singapore Academy of Law Journal* 122-147
14. Tan Zhong Xing, "Unfair Prejudice from Beyond, Beyond Unfair Prejudice: Amplifying Minority Protection in Corporate Group Structures" (2014) 14(2) *Journal of Corporate Law Studies* 367-384
15. Tan Zhong Xing, "The province of jurisprudence unbound: Re-conceptualising law in a world of normative diversity, interaction and conflict" (2014) 7(4) *International Journal of Private Law* 297-309
16. Tan Zhong Xing, "Stewardship in the Interests of Systemic Stakeholders: Re-conceptualizing the Means and Ends of Anglo-American Corporate Governance in the Wake of the Global Financial Crisis" (2014) 9(2) *Journal of Business & Technology Law* 169-212

CHAPTERS

1. Tan Zhong Xing, "The Property Paradigm in Torts Protecting Contractual Interests" in John Eldridge, Michael Douglas and Claudia Carr, *Economic Torts and Economic Wrongs* (Oxford: Hart Publishing, 2021)
2. Tan Zhong Xing (with Umakanth Varottil, "Restraint of Trade in India: Reason (Un)Restrained" (forthcoming, *150 Years of the Indian Contract Act 1872*, Oxford University Press)
3. Chapter 19, "Frustration" in *The Law of Contract in Singapore*, Justice Andrew Phang Boon Leong (Gen. Ed.) (Singapore: Academy Publishing, 2nd edition, forthcoming), with Tham Chee Ho

4. Chapter 20, "Introduction to Judicial Remedies and Common Law Damages" in *The Law of Contract in Singapore*, Justice Andrew Phang Boon Leong (Gen. Ed.) (Singapore: Academy Publishing, 2nd edition, forthcoming), with Tham Chee Ho
5. Chapter 21, "Damages Based on Compensation I – Quantification of Loss" in *The Law of Contract in Singapore*, Justice Andrew Phang Boon Leong (Gen. Ed.) (Singapore: Academy Publishing, 2nd edition, forthcoming), with Tham Chee Ho
6. Chapter 22, "Damages Based on Compensation II – Quantification of Damages to be Awarded" in *The Law of Contract in Singapore*, Justice Andrew Phang Boon Leong (Gen. Ed.) (Singapore: Academy Publishing, 2nd edition, forthcoming), with Tham Chee Ho
7. Chapter 23, "Non-compensatory Remedies I: Specific Remedies at Common Law and in Equity" in *The Law of Contract in Singapore*, Justice Andrew Phang Boon Leong (Gen. Ed.) (Singapore: Academy Publishing, 2nd edition, forthcoming), with Tham Chee Ho
8. Chapter 24, "Non-compensatory Remedies II: Remedies arising under the Law of Unjust Enrichment" in *The Law of Contract in Singapore*, Justice Andrew Phang Boon Leong (Gen. Ed.) (Singapore: Academy Publishing, 2nd edition, forthcoming), with Tham Chee Ho

SHORTER ARTICLES, REVIEWS AND NOTES

1. Tan Zhong Xing, "Illegality and Professional Negligence: Applying the 'Range of Factors' Approach" (2019) 35(2) *Journal of Professional Negligence* 121 – 125 (invited comment on a UK Court of Appeal decision)
2. Tan Zhong Xing, Review of "Carter's Breach of Contract by J W Carter" [2019] *Singapore Journal of Legal Studies* 498 (invited review of treatise)

CONFERENCE PAPERS

Tan Zhong Xing, "The Property Paradigm in Torts Protecting Contractual Interests" (Invited presentation at UWA Private and Commercial Annual Conference, December 2021)

Tan Zhong Xing, "Macro and Micro Justice in Contract Law" (Paper presented at 2nd Asian Private Law Workshop, Hong Kong University Faculty of Law, May 2019)

Tan Zhong Xing, "Defences in Contract: A Defensible Concept?" (Paper presented at the IACL Young Scholars' Forum, 25 July 2018, Fukuoka, Japan)

Tan Zhong Xing, "Contract Law in an Emerging Age of Proportionality: From Form to Substance and Beyond" (Paper presented at the Conference on Obligations IX, 17-20 July 2018, Melbourne Law School, Australia)

Tan Zhong Xing, "The Internal Point of View in Contract Law and Theory" (Paper presented at the Centre for the Study of European Contract Law - Contract Law in a Liberal Society, 29 Jun - 1 Jul 2016, University of Amsterdam, Amsterdam, Netherlands)

Tan Zhong Xing, "'We are concerned not with economics but with law': the fundamental misconceptions of the single economic entity concept in law" (Paper presented at the Italian Society of Law and Economics (ISLE) 10th Annual Conference, 18-20 Dec 2014, University of Rome (La Sapienza), Rome, Italy)

Tan Zhong Xing, "Veiling and Unveiling the Corporation: The Socially Sustainable Development of the Corporate Vehicle through the Evolution of a Doctrine" (Paper presented at the Society of Legal Scholars Annual Conference 2014, 8 - 12 Sep 2014, University of Nottingham, Nottingham, United Kingdom)

Service

(a) Service to NUS

- Executive Committee Member, Centre for Legal Theory
- Executive Committee Member, Private Law Research Group (member of working group, drafted first proposal for research group with reference to other international models)
- Member, EW Barker Centre for Law and Business
- Member, Centre for Banking and Finance Law
- Faculty Curriculum Committee
- Peer reviewer, *Singapore Journal of Legal Studies*, *Asian Journal of Comparative Law*

(b) Service beyond NUS

- Peer reviewer for various publications including *Legal Studies*, *Common Law World Review*, *Hong Kong Law Journal*
 - Frequently invited to act as expert witness and academic consultant for various law firms in Singapore
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