

JAN BOHANES
Curriculum vitae

EXPERIENCE:

- 2010-present **ADVISORY CENTRE ON WTO LAW, Senior Counsel** **Geneva, Switzerland**
- Provides legal advice to developing country governments on all matters of WTO law, in particular trade remedies; fiscal matters; subsidies; market access; and intellectual property rights; provides legal opinions and litigation assistance.
 - Has appeared before WTO dispute settlement panels and the Appellate Body on behalf of developing country governments, pleading both in English and in Spanish.
 - Participates in training activities on matters of WTO law. Works in English, Spanish, and French.
- 2006-2010 **SIDLEY AUSTIN LLP, Associate Attorney** **Geneva, Switzerland**
- Associate Attorney in the International Trade and Dispute Resolution group. Advisor to governments, businesses, and industry associations on international trade law with a particular focus on WTO law.
 - Specialized in all stages of WTO dispute settlement, from developing a case to securing effective implementation.
 - Provided expert opinions on range of international economic law issues, including on investment, tax discrimination, trade remedies, subsidies, customs valuation, sanitary and phytosanitary measures, and trade in agricultural products.
- 2002-2006 **WORLD TRADE ORGANIZATION, Legal Officer in the Appellate Body Secretariat** **Geneva, Switzerland**
- Staff member of the Appellate Body Secretariat, which provides legal advice to the Appellate Body, the highest quasi-judicial organ of the WTO. Legal advisor to Appellate Body judges hearing appeals in dispute settlement proceedings between Members of the WTO.
 - Legal advisor in proceedings for determining compliance periods for WTO Members found to be in violation of their obligations under WTO law.
 - Geneva-based and world-wide training activities for government officials (in English and Spanish) on a broad range of topics of WTO law, including trade and investment, trade and competition policy, agriculture, technical barriers to trade, trade and services, and intellectual property rights. Academic lectures on WTO law in French and Portuguese.
- April-Aug. 2002 **TRADE LAW CENTER FOR SOUTHERN AFRICA (tralac), Visiting researcher** **Stellenbosch, South Africa**
- Staff member of a regional trade capacity building institution. Consulted Government of Mozambique on an initiative to reform the trade dispute settlement system of the Southern African Development Community (SADC).
- Oct. 2001- March 2002 **WORLD TRADE ORGANIZATION, Trainee/Consultant** **Geneva, Switzerland**
- Trainee at the Appellate Body Secretariat; subsequently consultant to the Legal Affairs Division on the Analytical Index of WTO Law, a commented compilation of WTO jurisprudence.
- 1998 **COURT OF LOWER INSTANCE, Judicial clerk** **Vienna, Austria**
- Assistant to family law judge. Drafted verdicts and questioned parties in pre-trial phase.

EDUCATION:

- 2009-2010 **COLUMBIA UNIVERSITY LAW SCHOOL** **New York, USA**
- *LLM Degree*. Courses in Investment Law and Arbitration, Commercial Arbitration, Transnational Litigation, International Commercial Transactions, and Anti-Trust Law. Harlan Fiske Stone Scholar.
- 1998-2002 **UNIVERSITY OF VIENNA LAW SCHOOL** **Vienna, Austria**
- *Doctorate in European Law (S.J.D.) (summa cum laude)*. Thesis on technical barriers to trade in EU Law.
 - 2nd place in the European Law Moot Court in 1997/98 as member of the Vienna University Team.
- 1999-2001 **THE FLETCHER SCHOOL OF LAW AND DIPLOMACY, TUFTS UNIVERSITY** **Medford, USA**
- *Master of Arts in Law and Diplomacy 2001*, Fulbright scholar; focus on international economic and trade law.
 - Additional coursework at the Harvard University and the Massachusetts Institute of Technology.
- 1993-1997 **UNIVERSITY OF VIENNA LAW SCHOOL** **Vienna, Austria**
- *J.D. in Law*. Ranked 2nd out of a class of 721 (top 1%). Received three annual academic excellence awards.
 - Erasmus exchange student at the Portuguese Catholic University in Lisbon, Portugal.

BAR MEMBERSHIPS:

- New York State (USA)

PUBLICATIONS: (see separate list below)

TEACHING AND RELATED ACTIVITIES:

- Member of permanent faculty at the International Economic Law and Policy (IELPO) LLM programme at the University of Barcelona, since 2011 (Course on “Legal Aspects of Trade and Development”);
- Visiting Lecturer at the University of St. Petersburg, Faculty of Economics, since 2014 (courses on selected issues of international trade law and economics);
- Regular guest lectures at various academic institutions, e.g. World Trade Institute (WTI) in Bern, University of Lausanne; Jiaotong University in Xi’an (China) and Harvard University;
- Judge at the European Law Student Association (ELSA) EMC2 WTO law Moot Court Competition since 2002.

OTHER PROFESSIONAL ACTIVITIES:

- Member of the E15 Initiative, as Member of the Expert Group on Trade and New Industrial Policy.
- Member of the Editorial Board of the World Trade Review (WTR).
- Member of the Academic Board of the ELSA EMC2 WTO Law Moot Court Competition.

SKILLS:

- *Languages:* Bilingual Czech and German. Fluent in English, French (DALF diploma holder), Spanish (DELE diploma holder) and Portuguese; has completed work assignments or given public lectures on WTO law in all of these languages. Intermediate-advanced level of Mandarin Chinese (HSK level 4-5, out of 6). Working knowledge of Russian and Italian.

PERSONAL INTERESTS:

Theatre and opera; plays the piano and guitar; swimming, tennis.

NATIONALITY:

Austria and Czech Republic

LIST OF PUBLICATIONS

Articles, Chapters, Working Papers, and Book Reviews:

- *Overview of WTO Jurisprudence in 2013*, European Yearbook of International Economic Law (EYIEL) 6 (2015), pp. 337 – 390 (with Karolyn Salcedo)
- *Going Beyond Stereotypes: Participation of Developing Countries in WTO Dispute Settlement*, 4(1) TRADE, LAW AND DEVELOPMENT JOURNAL (Special Issue: Dispute Settlement at the WTO), 45 – 124 (with Fernanda Garza) (available online at www.tradelawdevelopment.com).
- *'Automatic' Discovery Procedures in the WTO – The Treatment of Annex V to the SCM Agreement in the Appellate Body Report in United States – Measures Affecting Trade in Large Civil Aircraft (Second Complaint) (DS353) (US – Boeing)*, GLOBAL TRADE AND CUSTOMS JOURNAL 7(10), 441 – 446 (2012) (with Diego Rueda García).
- *Case Note Part Two: Appellate Body Report in United States – Measures Affecting Trade in Large Civil Aircraft (Second Complaint) (DS353) (US – Boeing) – Part II – Serious Prejudice*, GLOBAL TRADE AND CUSTOMS JOURNAL 7(10), 396 – 405 (2012) (with Diego Rueda García).
- *Case Note Part One: Appellate Body Report in United States – Measures Affecting Trade in Large Civil Aircraft (Second Complaint) (DS353) (US – Boeing)*, GLOBAL TRADE AND CUSTOMS JOURNAL 7(9), 365 – 378 (2012) (with Diego Rueda García).
- *Book Review: Gregory Shaffer's & Ricardo Meléndez-Ortiz (eds), Dispute Settlement at the WTO. The Developing Country Experience*, WORLD TRADE REVIEW 11 (4) 641 - 648 (2012) .
- *Case Note on Panel Report in US – Boeing*, GLOBAL TRADE AND CUSTOMS JOURNAL 6(9), 397 – 417 (2011).
- *The (Untapped) Potential of WTO Rules to Discipline Private Trade-Restrictive Conduct* (co-authored with Iain Sandford, *Social Science Research Network*, at papers.ssrn.com/sol3/papers.cfm?abstract_id=1166623).
- *Standard of Review in WTO Law* (co-authored with Nicolas Lockhart), in THE OXFORD HANDBOOK OF INTERNATIONAL TRADE LAW (Daniel Bethlehem, Donald McRae, Rodney Neufeld and Isabelle Van Damme eds.), 378 – 436, (Oxford University Press, forthcoming March 2009).
- *Art. X GATT* (co-authored with Hunter Nottage), in: TRADE IN GOODS, MAX PLANCK COMMENTARIES ON WORLD TRADE LAW, Vol. 5 (Rüdiger Wolfrum & Peter-Tobias Stoll & Holger Hestermeyer (eds.)), (Martinus Nijhoff Publishers, forthcoming, Leiden 2009).
- *WTO-rechtliche Anforderungen an nationale Untersuchungsverfahren betreffend Ausgleichsmassnahmen [WTO legal requirements on national investigations concerning countervailing measures] in SUBVENTIONEN IM WTO- UND EG-RECHT [Subsidies in WTO and EC Law]*, Verlag Recht und Wirtschaft, Frankfurt am Main (2007)
- *Arbitration as an Alternative to Litigation in the WTO: Observations in the Light of the 2005 Banana Tariff Arbitrations* (co-authored with Hunter Nottage), in THE WTO IN THE TWENTY-FIRST CENTURY: DISPUTE SETTLEMENT, NEGOTIATIONS, AND REGIONALISM IN ASIA (Co-edited with Yasuhei Taniguchi and Alan Yanovich, Cambridge University Press, 2007).
- *The European Communities' Common Commercial Policy – A View from the Outside*, in DIE AUSSENBEZIEHUNGEN DER EUROPÄISCHEN UNION (“External Relations of the European Union“) (Stefan Kadelbach ed.) (Nomos 2006)
- *Reflections on Judicial Economy in WTO Dispute Settlement* (co-authored with Andreas Sennekamp), in THE WTO AT 10: THE ROLE OF THE DISPUTE SETTLEMENT SYSTEM (Giorgio Sacerdoti, Alan Yanovich and Jan Bohanes eds.), 460-488 (Cambridge University Press, 2006).
- *Food Regulation and Trade. Toward a Safe and Open Global Trading System* (Tim Josling, Donna Roberts and David Orden), Book review, 8 JOURNAL OF INTERNATIONAL ECONOMIC LAW 3, 793–802 (2005).
- *Transatlantic Economic Disputes: The EU, the US and the WTO* (Petersmann and Pollack eds.), Book review, 8 JOURNAL OF INTERNATIONAL ECONOMIC LAW 1, 280-287 (2005).

- *Trade and the Environment* (co-authored with Matthew Stilwell), in THE WORLD TRADE ORGANIZATION – LEGAL, ECONOMIC AND POLITICAL ANALYSIS (Arthur E. Appleton, Patrick Macory & Michael G. Plummer, eds.), Vol. II, *Legal, Economic and Political Analysis*, 511–570, Springer (2005).
- *A few reflections on Annex VI of the SADC Trade Protocol*. Working Paper Series of the Trade Law Center for Southern Africa (TRALAC) (July 2002), available at <http://www.tralac.org/scripts/content.php?id=3781>
- *Risk Regulation and WTO Law: A Procedure-Based Approach to the Precautionary Principle*, 40 COLUMBIA JOURNAL OF TRANSNATIONAL LAW 101 – 171 (2002).

Edited Volumes:

- THE WTO IN THE TWENTY-FIRST CENTURY: DISPUTE SETTLEMENT, NEGOTIATIONS, AND REGIONALISM IN ASIA (Co-edited with Yasuhei Taniguchi and Alan Yanovich) (Cambridge University Press, 2007).
- THE WTO AT 10: THE ROLE OF THE DISPUTE SETTLEMENT SYSTEM (co-edited with Giorgio Sacerdoti and Alan Yanovich) (Cambridge University Press, 2006).