



### Judge Kriangsak Kittichaisaree,

**Judge of the International Tribunal for the Law of the Sea from 1 October 2017 to 30 September 2026; President of the Chamber for Fisheries Disputes from October 2023 to 30 September 2026; Judge of the Seabed Disputes Chamber from October 2020 to 30 September 2026; Conciliator under Annex V to the 1982 UN Convention on the Law of the Sea (UNCLOS) (July 2017–present); Arbitrator under Annex VII to UNCLOS (July 2017–present)**

Judge Kittichaisaree, who was President of the 25<sup>th</sup> Meeting of States Parties to UNCLOS from June 2015 to June 2016 and Member of the UN International Law Commission (2012–2016) responsible for the topic “Obligation to Extradite or Prosecute (*aut dedere aut judicare*)”, is the sole author of *The International Tribunal for the Law of the Sea*, published by Oxford University Press in 2021

After a Ph.D. from Cambridge University in 1986 with his thesis on the law of the sea, he has embarked in multiple careers as a lawyer diplomat, professor and international judge.

#### **Diplomatic lawyer at the Ministry of Foreign Affairs, Thailand (Oct. 1986-Sept. 2017):**

- Minister Counsellor, Royal Thai Embassy, Washington DC (Dec. 1994–Jan. 1999)
- Director, Legal Affairs Division, Dept. of Treaties & Legal Affairs (1999–2002)
- Deputy Director-General (2002–2004), Dept. of Treaties & Legal Affairs
- Ambassador responsible for international legal issues and counter-international terrorism (2004–2006)
- Chief negotiator of the investment and dispute settlement chapters of the free trade agreement negotiations with New Zealand and the European Free Trade Association (EFTA), respectively (2004–2005)

- Director-General, Department of International Organizations (2006-2007)
- Ambassador to Iran (2007-2010), Australia (and concurrently Fiji, Papua New Guinea, Solomon Islands and Vanuatu) (2010-2012), and the Russian Federation (and concurrently Armenia, Belarus, Moldova and Uzbekistan) (2015-2017)
- Head of delegation, PrepCom for the International Sea-Bed Authority and for the International Tribunal for the Law of the Sea, 5<sup>th</sup> to 9<sup>th</sup> sessions (1987-1991)
- Head of delegation, PrepCom for the International Criminal Court (2000, 2001)
- Head of delegation, Asian-African Legal Consultative Organization, New Delhi (2001) and Colombo (2011)
- Head of delegation and sometimes panellist, UN Open-ended Informal Consultative Process on Oceans and the Law of the Sea, New York (2001, 2011, 2013)
- Eminent adviser, Constitutional Court of Thailand (2006)
- Alternative representative, Steering Committee of the Four Nations (Chile, South Africa, Sweden and Thailand) Initiative on Governance and Management of the United Nations Secretariat (2006-2008)
- Representative, UN General Assembly (2001, 2006-2016)
- Executive Director of the Thailand Trade & Economic Office (2012-2015)
- Delegate, meetings of the *Ad Hoc* Open-Ended Working Group to study issues relating to conservation and sustainable use of marine biological diversity beyond areas of national jurisdiction (2014-2015)
- Delegate, PrepCom on the development of an international legally binding instrument under the UN Convention on the Law of the Sea on the Conservation and Sustainable Use of Marine Biological Diversity of Areas Beyond National Jurisdiction (BBNJ) (2016-2017).

#### **International Positions in the Service of International Law:**

- Chairman of the Group of 77 of the Whole, 9<sup>th</sup> Session, PrepCom for the International Sea-Bed Authority and for the International Tribunal for the Law of the Sea (1991)
- Expert, special arbitration under Article 2, Annex VIII, of UNCLOS (2000–2014)
- Chairman, Working Group on the Administration of Justice at the United Nations, Sixth Committee, UN General Assembly (2011)
- Chairman/Coordinator of the International Legal Cooperation against Terrorism Stream of the Bali Regional Meeting on Counter-International Terrorism (Bali Counter-Terrorism Process), set up in 2004 after the terrorist bombings in Bali, Indonesia, in October 2002 killing 202 (88 Australians, 38 Indonesians, 23 Britons, and people of more than 20 other nationalities) and injuring other 209 victims
- Member, Eminent Persons Group of the Asian-African Legal Consultative Organization (2012–present)
- Member, UNESCO Intergovernmental Oceanographic Commission's Advisory Body of Experts on the Law of the Sea (1999–2004)

#### **Academic Activities:**

- Visiting Professor, University of New South Wales School of Law, Sydney (1999–2010)
- Visiting Professor, Asia-America Institute in Transnational Law, Duke University School of Law (2000 and 2004)
- Distinguished Visitor (equivalent to a visiting professor), National University of Singapore Faculty of Law (2006, 2009)

- Sometime Visiting Fellow, University of Oxford
- Presiding Judge of the world grand finale round of the Price Media Law Moot Court Competition, held at the University of Oxford in April 2018
- Judge of the Grand Finals of the Sino International Law of the Sea Moot Court Competition (Beijing in 2018 and Wuhan in 2019)
- Teaching “International Law and Politics of Human Rights”, to Ph.D. students at the Albrecht Mendelsohn Batholdy Graduate School of Law, University of Hamburg, 2019
- Judge, Grand Final of the German National Round of the Philip C. Jessup International Law Moot Competition in 2019 and of the German National Round of the same in 2022
- Distinguished Visiting Fellow and thesis supervisor at the International Maritime Organization (IMO) International Maritime Law Institute (IMLI) (since Oct. 2019)
- Lecture at the United Nations Economic and Social Commission for Asia and the Pacific, Bangkok, on “International Law in Asia and the Pacific” as part of the regional course in international law for Asia and the Pacific, organized by the Codification Division of the United Nations Office of Legal, December 2019
- Guest Lecturer, LL.M. in International Law of the Sea module, University of Essex and at the Centre for International Law/National University of Singapore (2021)
- Dissertation marker, Diplomatic Studies Programme, University of Oxford in 2021
- Member of the International Advisory Panel, Centre for International Law/National University of Singapore (since April 2022)
- Has given lectures/seminars on international law at various academic institutions in, e.g., Australia, Brazil, China, Germany, India, Malaysia, Malta, New Zealand, Norway, Republic of Korea, Russia, Singapore, Thailand, Vietnam, the United Kingdom (Chatham House and Oxford University), and the United States of America
- Chairman, Foundation for the Development of International Law in Asia (1999–2006)
- Member, Editorial Board of the *Asian Yearbook of International Law* (1999–2006)
- Member, Advisory Panel (International), *Indian Journal of International Law* (2005–2012)
- Member, Advisory Board, *Thailand Journal of International Law* (2015–present) and that of the *Iranian Journal of International Criminal Law* (since December 2019).

**Publications:** Published extensively in numerous fields of international law, including (\* denotes works on the law of the sea):

Books—

- \**The Law of the Sea and Maritime Boundary Delimitation in South-East Asia*, Oxford University Press, 1987
- *International Criminal Law*, Oxford University Press, July 2001 (being the pioneering textbook in this field after the adoption of the 1998 Rome Statute of the International Criminal Court)
- *Public International Law of Cyberspace*, Springer, 2017 (Chinese language edition, 2020)
- *Tallinn Manual 2.0 on the International Law Applicable to Cyber Operations*, Cambridge University Press, 2017 (joint authorship)
- *The Obligation to Extradite or Prosecute*, Oxford University Press, 2018
- *International Human Rights Law and Diplomacy*, Edward Elgar Publishing, 2020 (2<sup>nd</sup> edition in 2026)

- *The Rohingya, Justice and International Law*, Routledge, 2021
- *Judicial Responsibility and Coups d'État: Judging against Unconstitutional Usurpation of Power*, Routledge, 2023 (being one of the 10 books authored by Harvard Law School alumni selected by *Harvard Law Bulletin* (Winter 2024))
- *War and Peace in Asia: International Law and Politics of Armed Conflicts*, forthcoming, 2025

#### Articles—

- “Using Trade Sanctions and Subsidies to Achieve Environmental Objectives in the Pacific Rim” (1993) 4 *Colorado Journal of Int'l Environmental Law & Policy* 296
- \* “Marine Resources Management” (1993) 8 *Foreign Relations Journal* 83 (published by the Philippine Council for Foreign Relations)
- “The NATO Military Action and the Potential Impact of the International Criminal Court” (2000) 4 *Singapore Journal of International & Comparative Law* 498
- \* “A Code of Conduct for Human and Regional Security around the South China Sea” (2001) 32 *Ocean Development & International Law* 131
- \* “Juridicalization of the Sea: A Judge’s View” (2021) 115 *American Journal of International Law Unbound* 378

#### Book chapters—

- “Practical Difficulties for the International Criminal Court to Overcome”, in *Proceedings of the 6th Annual Conference of the Australia-New Zealand Society of International Law*, Canberra: Australian National University, June 1998
- “International Legal Order in a Changing World”, in *Proceedings of the International Law Association-Australia/New Zealand Society of International Law Conference: Wellington, July 1999*
- “International Criminal Law”, in *Diplomatic Training Programme Manual*, University of New South Wales, Feb. 2002
- “A century of challenges for international law”, *Brazilian Society of International Law Bulletin – Centenary Edition*, December 2017
- “International Humanitarian Law and the Asia-Pacific struggles for national liberation” in Suzannah Linton, Tim McCormack and Sandesh Sivakumaran (eds.), *Asia-Pacific Perspectives on International Humanitarian Law*, Cambridge University Press, 2019
- \* “The Law of the Sea and a Holistic Approach to Combating IUU Fishing” in Wagner Menezes, Paulo Henrique Reis de Oliveira and Bárbara Mourão Sachett (eds.), *Law of the Sea and Transdisciplinarity Vol. II*, Arraes Editores, 2021
- “The Role of Negotiations and Diplomacy in Encouraging State Implementation of Human Rights” in Rachel Murray and Debra Long (eds.), *Research Handbook on Implementation of Human Rights in Practice*, Edward Elgar Publishing, 2022
- \* “UNCLOS Dispute Settlement Mechanism” in Anna Petrig and Irini Papanicolopulu (eds.), *Handbook on Human Rights at Sea*, Oxford University Press, 2024.