

# Chien-Chih Lin

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## **ACADEMIC APPOINTMENTS**

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*Institutum Iurisprudentiae, Academia Sinica*

Research Professor, 2023-Present

Associate Research Professor, 2020-2023

Assistant Research Professor, 2016-2020

*Graduate Institute of National Development, National Taiwan University*

Professor, 2024-Present

Associate Professor, 2022-2024

## **EDUCATION**

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*University of Chicago Law School*

J.S.D. 2015

LL.M. 2012

*National Taiwan University College of Law*

LL.M 2007

LL.B. 2004

## **PUBLICATIONS**

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### **Monographs & Edited Volumes**

- 2022      *Ultimate Economic Conflict between China and Democratic Countries: An Institutional Analysis* (with C.Y. Cyrus Chu, Po-Ching Lee, and Chang-fa Lo) (Routledge)
- 2022      *Constitutional Convergence in East Asia* (with Po Jen Yap) (CUP)
- 2021      (編)憲法解釋之理論與實務 第十一輯 ((ed) *Constitutional Interpretation: Theory and Practice, Volume 11.*) (IIAS)

### **Articles**

- 2025      The Length of Grace Periods in Suspension Orders, *American Journal of Comparative Law* (forthcoming)
- 2025      〈揭開大法官會議的神秘面紗：以政治檔案為中心〉，《國立臺灣大學法學論叢》，第 54 卷第 3 期。(Demystifying the Council of Grand Justices, *National Taiwan University Law Journal*, volume 54, issue 3) (forthcoming)
- 2024      Believe in the Ideal, Not the Idol: Constitutional Literacy and Constitutional Idolatry in Taiwan, *10 Constitutional Studies* 93-136.
- 2023      〈給臺灣制憲的備忘錄〉，《中研院法學期刊》，第 33 期，頁 145-222。

- (Memorandum to Taiwan's Constitution Makers, *Academia Sinica Law Journal*, volume 33, 145-222).
- 2023 A Constitutional Contingency: A Reply to Zhaoxin Jiang, 21(2) *International Journal of Constitutional Law* 562-568.
- 2023 Responsive Judicial Review in Taiwan, 53(2) *Hong Kong Law Journal* 539-562.
- 2022 The Impact of Constitutional Courts in Asia, *Oxford Research Encyclopedia of Politics*,  
<https://doi.org/10.1093/acrefore/9780190228637.013.1993>.
- 2021 Global Constitutionalism in Taiwan, 10(2) *Global Constitutionalism* 275-289.
- 2020 〈認真對待大法官解釋：論大法官解釋之落實〉，《國立臺灣大學法學論叢》，第 49 卷第 4 期，頁 1777-1843。(Taking Constitutional Court Decisions Seriously, *National Taiwan University Law Journal*, volume 49, issue 4, 1777-1843)
- 2019 Constitutional Amendments: Making, Breaking, and Changing Constitutions, 12(2) *Journal of East Asia And International Law* 413-418 (book review).
- 2019 〈威權體制下的法律動員：後殖民時期的香港〉，《臺灣民主季刊》，第 16 卷第 1 期，頁 163-170 (書評)。(Legal Mobilization under Authoritarianism: The Case of Post-Colonial Hong Kong, *Taiwan Democracy Quarterly*) (book review)
- 2019 〈迎接司法國的到來？以釋字第七四八號解釋為例〉，《國立臺灣大學法學論叢》，第 48 卷第 3 期，頁 873-965。(Towards Juristocracy? The Case of Taiwan, *National Taiwan University Law Journal*, volume 48, issue 3, 873-965)
- 2019 Dialogic Judicial Review and Its Problems in East Asia, 17(2) *International Journal of Constitutional Law* 701-713.
- 2018 The Constitution of Taiwan: A Contextual Analysis, 16(2) *International Journal of Constitutional Law* 702-706 (book review).
- 2017 Autocracy, Democracy, and Juristocracy: The Wax and Wane of Judicial Power in the Four Asian Tigers, 48(4) *Georgetown Journal of International Law* 1063-1144.
- 2016 Pace of Constitutional Transition Matters: The Judicialization of Politics in Indonesia and Korea, 20(2) *UCLA Journal of International Law and Foreign Affairs* 275-316.
- 2016 An Inter-court Struggle for Judicial Supremacy, 11(2) *University of Pennsylvania Asian Law Review* 294-335

- 2016           Constitutions and Courts in Chinese Authoritarian Regimes: China and Pre-democratic Taiwan in Comparison, 14(2) *International Journal of Constitutional Law* 351-377.
- 2016           The Judicialization of Politics in Taiwan, 3(2) *Asian Journal of Law and Society* 299-326.
- 2014           Survival of the Fittest (?): The Endurance of the ROC Constitution and the Constitution of Japan, 62(3) *American Journal of Comparative Law* 775-806.
- 2014           Majoritarian Judicial Review: The Case of Taiwan, 9(1) *National Taiwan University Law Review* 103-160.
- 2012           The Birth and Rebirth of the Judicial Review in Taiwan – Its Establishment, Empowerment, and Evolvement, 7(1) *National Taiwan University Law Review* 167-222.
- 2010           Unpatriotic Heretics or Conscientious Objectors: Difficulties Which Jehovah Witnesses Face in Taiwan and South Korea, 5(1) *National Taiwan University Law Review* 201-227.

### **Book Chapters**

- 2024           A Patchwork Constitutional Structure in Taiwan, in Ngoc Son Bui, Mara Malagodi (eds), *Asian Comparative Constitutional Law: Constitutional Structure*, Hart (forthcoming).
- 2024           Constitutional Unamendability and Democracy in Taiwan, in Glenn Patmore (ed), *Edward Elgar Research Handbook on Law and Democracy*, Edward Elgar, (forthcoming).
- 2024           Judicial Conservatism in Authoritarian Taiwan”, in Weitseng Chen, Sarah Biddulph, & Hualing Fu (eds.), *Legal Professionals and Conservatism in Asia* (forthcoming).
- 2024           Law and Politics of the Constitutional Amendments in Taiwan, in Ngoc Son Bui & Mara Malagodi (eds), *Asian Comparative Constitutional Law: Constitutional Amendments*, Hart, pp. 119-141.
- 2024           The Cannon of “Constitutional Unamendability” and “Basic Structure Doctrine” in Global Constitutional Studies, in Sujit Choudhry, Michaela Hailbronner & Matthias Kumm (eds), *Global Canons in an Age of Uncertainty*, OUP, pp. 196–221 (with Wen-Chen Chang).
- 2023           Constitutionally Conforming Interpretation in Taiwan, in Matthias Klatt (ed), *Constitutionally Conforming Interpretation: Comparative Perspectives*, Hart, pp. 327-352.
- 2023           The Constitutional Law and Politics in Taiwan, in David Law, Alex Schwartz, & Holning Lau (eds), *Oxford Handbook of Constitutional Law in*

- Asia*, OUP (with Yen-Tu Su) (forthcoming).
- 2023 Liberal Democracies, in Po Jen Yap & Rehan Abeyratne (eds), *Routledge Handbook of Asian Parliaments*, Routledge, pp. 31-45.
- 2022 The Birth of the Constitution of the Republic of China, in Kevin Tan & Michael Ng (eds), *Constitutional Foundings in Northeast Asia*, Hart, pp.97-128.
- 2021 Modernization as a Judicial Function in East Asia, in Chien-Liang Lee (ed), *Anthology in Commemoration of ILAS's Tenth Anniversary*. Angle Publishing, pp. 639-688.
- 2021 Judicial Behavior Research in East Asia, in Nuno Garoupa, Rebecca Gill, Lydia Tiede (eds), *High Courts in Global Perspective*, University of Virginia Press, pp. 232-249 (with Tom Ginsburg).
- 2021 Undemocratic Constitutional Law in Taiwan, in Brian Christopher Jones (ed), *Democracy and the Rule of Law in China's Shadow*, Hart., pp. 179-196.
- 2020 Proportionality in Taiwan, in Po Jen Yap (ed), *Proportionality in Asia*, CUP, pp. 60-80.
- 2019 We the Taiwanese People, in Richard Albert, Menaka Guruswamy & Nischal Basnyat (eds), *Founding Moments in Constitutionalism: Theory, History, Application*, Hart, pp. 179-199.
- 2019 Towards an Analytical Framework of Constitutionalism in East Asia: The Case of Taiwan, in William Alford, Jerry Cohen & Chang-fa Lo (eds), *International Human Rights Performance: Taiwan in the Regional and International Contexts*, Springer, pp. 97-111.
- 2018 Constitutional Inertia and Regime Pluralism in Asia, in Mark Graber, Sanford Levinson, & Mark Tushnet (eds), *Constitutional Democracies in Crisis?* OUP, pp. 423-441 (with David S. Law)

## **EDITORSHIP**

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*International Journal of Constitutional Law*

Associate Editor, 2024-Present

Book Review Editor, 2021-Present

*Academia Sinica Law Journal*

Executive Editor, 2019-2020, 2023-2024

Vice Executive Editor, 2016-2019

## **AWARDS**

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- 2023 Academia Sinica Early-Career Investigator Research Achievement Award
- 2022 Ta-You Wu Memorial Award