

NEHA MISHRA

Email: neha.mishra@graduateinstitute.ch

WORK EXPERIENCE

Assistant Professor (Tenure Track), International Law, Geneva Graduate Institute

September 2022 – Present

- Teaching postgraduate courses for international law and MINT programmes
 - Master's courses: Regulating the Internet; Global Data Law and Policy; Law of the Digital Economy; AI Law and Policy; Transnational Data Regulation (LLM)
 - PhD: Research Design and Methodology; Social Science Methods for Interdisciplinary Legal Studies
- Other roles:
 - Faculty Advisor, Global Governance Centre and Tech Hub (2023-Present)
 - Affiliate, Centre for Trade and Economic Integration (2022-Present)
 - Co-convenor, International Law Colloquium (2023-Present)

Lecturer, ANU College of Law, Australian National University

February 2021 – June 2022

- Teaching undergraduate and postgraduate courses at the ANU College of Law
 - Undergraduate: Competition Law; Property Law; Foundations of Australian Law
 - Postgraduate: Artificial Intelligence Law and Competition Law
- Conducting research and working on grants/collaborations in international economic law, digital trade, and data governance.
- Engaging in various service roles including:
 - Co-Editor, ANU College of Law SSRN Series.
 - Law Representative, ANU Press Board.
 - Custodian and Leadership Group, Network for Early Career Teachers and Researchers, ANU.
 - ECR Representative, Research Committee.

Postdoctoral Fellow, Centre for International Law, National University of Singapore

October 2019 – December 2020

Developing a research project on the interface of data governance and the digital economy, covering issues such as cybersecurity governance, data ethics, and data protection. Additional activities included presenting in workshops for training government officials; teaching for the Investment Law and Policy Programme at the Centre, including being a part of the team running the TradeLab Clinic at NUS; and consulting international organisations on different projects related to digital trade and data governance.

Intern, Legal and Corporate Affairs, Microsoft Corporation, Singapore

January - May 2015

Working on a variety of matters with the Government Affairs team such as providing inputs and drafting industry submissions on policy issues in the Asia-Pacific region concerning IT services and electronic devices, including cloud computing; reviewing a variety of legal issues concerning IT services/products including reviewing trade policy and WTO law issues, competition law and IP issues in South East Asia; and drafting internal memos on trade policy issues in Indonesia.

Intern, Government Relations, eBay Inc., Singapore

2014

Drafting policy submissions on e-commerce and e-payments within the ASEAN region and participating in various industry association meetings and meetings with public officials; funded by the Government Relations team for a year-long project for assessing the prospects of harmonization of e-payment regulations in the ASEAN region.

Lecturer, National Law School of India University, Bangalore, India

2012-13

Responsible for designing the curriculum and teaching undergraduate courses in Public International Law, Competition Law, and Law, Poverty and Development.

Associate, Economic Laws Practice, New Delhi, India

2011-12

Leading a team of junior economists and lawyers in the competition/trade practice and reporting directly to the partner, on various mandates including:

- Advising one of the world's foremost internet search engine companies on competition law compatibility of proposed online marketing projects and an ongoing abuse of dominance proceeding before the Competition Commission of India. Recommended changes to the marketing methods of the company to avoid legal liability within India, which was adopted by the company while launching their products.
- Drafting of pleadings and instructing senior counsel in various competition law cases before the Competition Commission of India, including cartels in cement and pharmaceutical industry, and abuse of dominance in the media aggregation and sports industry. My inputs were particularly instrumental in adapting jurisprudence from EU competition law practice to the Indian context.
- Advising foreign governments on the compatibility of their domestic measures with international trade law.
- Involved in a project relating to the preparation of a database on non-tariff measures in India for International Trade Centre, Geneva.

Graduate Solicitor, Herbert Smith Freehills LLP, London, UK

2008-10

As a graduate solicitor, I was placed in four different departments in the London offices of the firm: tax, competition law, infrastructure/projects and litigation. Some of the key assignments where I made notable contributions included:

- Assisting the litigation team working on a high-profile dispute between a private contractor and the London Underground.
- Assisting various teams drafting key contracts for various infrastructure development projects in different geographies including India, the Middle East and the UK; providing legal assistance on a World Bank project for drafting the transport policy of a developing country.

- Working on an abuse of dominance proceeding before the Office of Fair Trading (UK) in the online education software sector.
- Working on tax restructuring for various M&A transactions in the UK.
- Actively involved in a petition filed before the Inter-American Commission on Human Rights for a death row convict based in Trinidad and Tobago.

EDUCATION AND QUALIFICATIONS

Melbourne Law School, University of Melbourne, Australia **2016 –19**
PhD in Law; Approved with no corrections; Awarded: Harold Luntz Graduate Research Thesis Prize 2019; Chancellors Prize for Research Excellence 2020.

Visiting Fellowships during PhD:

Max Planck Institute Luxembourg for International, European and Regulatory Procedural Law	February – May 2019
Researcher in Residence, World Trade Organization (Doctoral Support Programme), Geneva	June – August 2019

Lee Kuan Yew School of Public Policy, National University of Singapore, Singapore **2013-15**
Master in Public Policy; CGPA: 4.72/5; Placed in the Student's Roll of Honour for 2 semesters

London School of Economics, London, UK **2010-11**
Master of Laws (LLM) in Public International Law; Graduated with distinction.

The Law Society, United Kingdom **2010**
Qualified as Solicitor

Bar Council of India **2008**
Admitted as Advocate-on Record

National Law School of India University, Bangalore, India **2003-08**
Bachelor of Humanities, Bachelor of Laws (B.A. LLB. Hons.); C.G.P.A.: 5.72/7.00.

PUBLICATIONS

Books/Monographs

- International Trade Law and Data Governance: Aligning Perspectives and Practices (Hart Publishing, 2024). *Available Open Access:* <https://bit.ly/42NeOHg>. Awarded the SNSF Open Access Grant for publication of the monograph (10864 CHF).

Monograph reviewed in:

- Mira Burri, 'Data Governance and International Trade Law: Exploring Paths towards Convergence', forthcoming in *Journal of International Economic Law*, <http://dx.doi.org/10.2139/ssrn.5050528>.
- Marta Soprana, 'International Trade Law and Global Data Governance: Aligning Perspectives and Practices', written by Neha Mishra', 25(5-6) *The Journal of World Investment & Trade* 790-798 (2024).
- María Vásquez Callo-Müller, 'Neha Mishra, International Trade Law and Global Data Governance: Aligning Perspectives and Practices Hart Publishing, 2024', 23(4) *World Trade Review* 543-45 (2024).

Journal Articles

- International Community in the Global Digital Economy: A Case Study on the African Digital Trade Framework (with Kholofelo Kugler), 73(4) *International and Comparative Law Quarterly* 853-89 (2024).
- Digital Services and Digital Trade in the Asia Pacific: An Alternative Model for Digital Integration? (with Ana Maria Palacio Vanecia), 31(2) *Asia Pacific Law Review* 489-513 (2023).
- Establishing an Independent Data Protection Authority in Indonesia: A Future-forward Perspective (with I Gusti Ngurah Parikesit Widiatedja), 37(3) *International Review of Law, Computers & Technology* 252-273 (2023).
- A New Digital Economy Collaboration in the Indo-Pacific: Negotiating Digital Trade in the Australia-India CECA (with Andrew D Mitchell), 57(1) *Journal of World Trade* 1-30 (2023).
- Breaking Down Digital Walls: The Interface of International Trade Law and Online Content Regulation through the lens of Chinese VPN measure, 47(2) *Brooklyn Journal of International Law* 359 (2022).
- Addressing the Global Data Divide through Digital Trade Law (with Binit Agarwal), 14(2) *Trade, Law & Development* 239-90 (2022).
- International Trade Law Meets Data Ethics: A Brave New World, 53(2) *NYU Journal of International Law & Politics* 305-79 (2021) (Shortlisted, Article Award, Australian Legal Research Award, 2022).
- The Trade-(Cyber)security Dilemma and its Impact on Global Cybersecurity Governance, 54(4) *Journal of World Trade* 567-590 (2020).
- Privacy, Cybersecurity and GATS Article XIV: A New Frontier for Trade and Internet Regulation?, 19(3) *World Trade Review* 341 -64 (2020).
- Building Bridges: International Trade Law, Internet Governance, and the Regulation of Data Flows, 52(2) *Vanderbilt Journal of Transnational Law* 463-509 (2019).
- Regulating Cross-Border Data Flows in a Data-Driven World: How WTO Law Can Contribute (with Andrew Mitchell), 22(3) *Journal of International*

Economic Law (2019).

- Data at the Docks: Modernising International Trade Law for the Digital Economy (with Andrew Mitchell), 20(4) *Vanderbilt Journal of Entertainment and Technology Law* 1073- 1134(2018).
- The Role of the Trans-Pacific Partnership in the Internet Ecosystem, 20 (1) *Journal of International Economic Law* 31-60 (2017).
- Dear Prudence: Allowances under International Trade and Investment Law for Prudential Regulation in the Financial Services Sector (With Andrew Mitchell and Jennifer Hawkins), 19(4) *Journal of International Economic Law* 787-820 (2016) (Winner, John H Jackson Award 2017).
- Data Localization Laws in a Digital World: Data Protection or Data Protectionism? 4(1) *The Public Sphere: Journal of Public Policy* 135-158 (2016).
- Food Security through WTO Rules: Should the Policy Space be Expanded, *The Public Sphere* (January 2015).
- Registration of Non-traditional Trademarks, 13(1) *Journal of Intellectual Property Rights* 35-42 (2008).
- Proper Purpose Doctrine in Relation to Director's Fiduciary Duties, 06(01) *Company Law Journal* 17-24 (2006).

Book Chapters (Refereed)

- The Global Data Divide and its Discontents: Can International Trade Law Play a More Meaningful Role?, S Rolland ed , *Research Handbook on Trade and Development* (Accepted, Edward Elgar, Forthcoming).
- Incorporating Digital Development Perspectives in International Trade Law (with Binit Agarwal) in Kanevskaia, O. S., Brożek, B. and Pałka, P. *Research Handbook on Law and Technology* (Edward Elgar, 2024).
- Data Governance and Digital Trade in India: Losing Sight of the Forest for the Trees? in Anupam Chander and Haochen Sun (ed), *Data Sovereignty Along the Digital Silk Road* (Oxford University Press, 2023).
- Restrictions on Cross-Border Data Flows in Andrew Mitchell and Elizabeth Sheargold, *Principles of International Trade and Investment Law* (Edward Elgar, 2021).
- Digital Trade in the Australia – EU FTA: A Future-Forward Perspective in *European Yearbook of International Economic Law* (Springer, 2022).
- International Trade Law and Data Ethics in Shin-yi Peng et al (eds), *Artificial Intelligence and International Trade Law* (Cambridge University Press, 2021).
- WTO Law and Cross-Border Data Flows: An Unfinished Agenda (with Andrew Mitchell) in Mira Burri (ed), *Big Data and Global Trade Law* (Cambridge University Press, 2021).

Book Reviews

- International Economic Law in the Era of Datafication by Shin-yi Peng, 33(1) *International Journal of Law and Information Technology* 1-4 (2025).
- Review of Anu Bradford, *Digital Empires: The Global Battle to Regulate Technology* (Oxford University Press, 2023), 4(1) *Journal of Law & Political Economy* 889-90 (2024).
- Review of New Asian Regionalism in International Economic Law by Pasha L. HSIEH. Cambridge: Cambridge University Press, 2021. xxiv + 272 pp. Hardcover: AUD\$160.95. doi: 10.1017/9781108980210, 12(2) *Asian Journal of International Law* 412-13 (2023).

Commissioned Papers

- Digital Trade and Global Data Governance: Charting New Pathways in International Economic Law, *Trade and Sustainability Review*, IISD, October 2024.
- Digital Industrialization: Building Internationally Competitive Digital Industries with Global Value Chain Connectivity (Co-authored publication), *T20 Indonesia Policy Paper – Track 1*, October 2022.
- Regulating artificial intelligence through digital trade agreements, *Hinrich Foundation Research Paper Series*, August 2022.
- Can Digital Trade Agreements Bridge the Data Divide, *Hinrich Foundation Research Paper Series*, January 2022.
- India: Leading or Thwarting Data Governance and Digital Trade, *Hinrich Foundation Research Paper Series*, August 2021.
- Background Paper, *UNCTAD Digital Economy Report* 2021.
- Digital Trade Integration in Preferential Trade Agreements (with Andrew Mitchell), *UNESCAP ARTNeT Working Paper Series*, no. 191 (2020).
- International Trade, Internet Governance, and the Shaping of the Digital Economy, *UNESCAP ARTNeT Working Paper Series*, No. 168 (2017).
- International Trade Law Perspectives on Paperless Trade and Inclusive Digital Trade (with Andrew Mitchell), *UNESCAP ARTNeT Working Paper Series*, No. 170 (2017).

Blog Posts and Podcasts

- The Indispensable Partner? India and the Geopolitics of Digital Trade, *AIG Global Trade Series* (16 July 2024).
- Emerging Community Values and Solidarity in the African Digital Economy, *Afronomics Law* (15 November 2023).
- Digital Trade in the Time of COVID-19, *CIL Blog* (10 May 2020).
- Cross-Border Data Flows in WTO Law: Moving Towards an Open, Secure and Privacy-Compliant Data Governance Framework, *Spicy IP* (27 April 2020).
- El Papel de los Acuerdos Comerciales en el Ecosistema de Internet: Un Estudio del CPTPP, *Puentes*, Vol 9, Number 18 (November 2018).

AWARDS

- Recipient of the University of Melbourne Chancellor's Prize for Excellence in the PhD Thesis, 2020 (awarded to six theses from all disciplines across University of Melbourne in 2020).
- Recipient of the Harold Luntz Graduate Research Thesis Prize, 2019 (awarded to the best thesis in Melbourne Law School in 2019).
- Recipient of the John H Jackson Prize, 2017 (Shared with Andrew D Mitchell and Jennifer Hawkins) (awarded annually to the article or other contribution in the *Journal of International Economic Law* that most significantly breaks new ground and adds new insights to the study and

- understanding of international economic law, especially in fields beyond a self-contained analysis of WTO law).
- Recipient of Australian Postgraduate Award and International Postgraduate Research Scholarship, 2016-19.
- Recipient of Melbourne Research Scholarship, 2015-16.
- Recipient of the Lee Kuan Yew School of Public Policy Kewalram Chanrai Award, 2013-15.

CONFERENCE PRESENTATIONS AND PUBLIC SPEAKING ENGAGEMENTS

- Co-organizer and Panelist, HBKU Conference on Reorienting International Economic Law for the Digital Economy (Doha, 6-7 January 2025), (Paper titled "Addressing Digital Development in International Economic Law: Can a Human Rights Perspective Help?").
- Panelist, Internet Governance Forum 2024 (Riyadh, 15-19 December 2024), Panel on AI Interoperability
- Panelist, Indo-French AI and DPI Workshop 2024 (Paris/Bangalore, 11.-12 December 2024), Panel on Sharing Economies (Presentation titled "Indian Perspective on Non-Personal Data Regulation and Personal Data Flows").
- Panelist, World Trade Forum 2024 (Bern, 6-7 September 2024), Panel on The Regulation of the Data-Driven Economy: From FTAs to DEAs (Presentation titled "Fostering Competition in the Data-Driven Economy: Unpacking the Role of FTAs and DEAs").
- Panelist, 19th European Society of International Law Conference (Vilnius, 4-6 September 2024), Agora 1: International Markets, Money and Labor in Times of Technological Change (Paper titled "Regulatory Interoperability in The Global Digital Economy: Charting Pathways in International Law").
- Book Talk, International Trade Law and Data Governance: Aligning Perspectives and Practices (Singapore Management University, 27 August 2024).
- Panelist, 9th Asian Privacy Scholars Network Conference (Taipei, 15-16 August 2024) (Paper titled "Regulating Non-Personal Data in Developing Economies: What We Can Learn from India's Experience").
- Panelist, Data Governance in International Economic Law, Organised by American Society of International Law International Economic Law Group, 26 July 2024).
- Book Talk, International Trade Law and Data Governance: Aligning Perspectives and Practices (WTO, 23 May 2024).
- Book Talk, International Trade Law and Data Governance: Aligning Perspectives and Practices (Queen's University Belfast, 9 May 2024).
- Discussant, 1st LAPEG Conference Towards a New Inclusive and Sustainable Model of Globalization" (Washington, 19 April 2024).
- Panelist, Internet Governance Forum (Kyoto, 8-12 October 2023) (Panel titled "Can Digital Economy Agreements Prevent Internet Fragmentation?")
- Panelist, Society of International Economic Law Biennial Conference (Bogota, 12-14 July 2023) (Paper titled "Digital Economy Agreements as a Response to Digital Trade Fragmentation").
- Panelist, African International Economic Law Network 6th Biennial Conference (Accra, 21-24 June 2023) (Paper titled "The Emergence of an International Community in the Global Digital Economy").
- Panelist, Roundtable on Trade Governance for Sustainable Prosperity, Organised by Centre for Economic Policy, March 2023.
- Panelist, Expert Workshop on Workshop on Digital Trade and Cross-Border Data Flows, Organised by German Federal Ministry for Economic Affairs and Climate Action, February 2023.
- Panelist, Internet Governance Forum 2022- Panel on Understanding Internet Fragmentation, November 2022.
- Panelist, Singapore Management University – Asia Pacific Law Review Workshop, October 2022 (Paper titled "Digital Services and Digital Trade in the Asia Pacific: An Alternative Model for Digital Integration?").
- Panelist, Trade Secret? How AI is Changing Trade and How Trade Agreements Address AI, Digital Trade & Data Governance Hub, 30 September 2022.
- Chair/Panelist, Asian International Economic Law Network Biennial Conference, December 2021 (Session titled "Dispute Settlement: New Trends and Issues").
- Panelist, EU-Australia Free Trade Agreement Conference, organised by University of Wollongong, Jindal Global University and IIFT, November 2021 (Paper titled "Digital Trade in Australia – India CEC").
- Panelist, Workshop on Regulating the Digital Economy, organised by Blavatnik School of Government (Oxford), September 2021.
- Panelist, Society of International Law Biennial Conference, 7-9 July 2021 (Session on Global and Regional Data Governance in Digital Trade, Paper titled "Trade and Data Governance: Calling for a Multipronged Approach in International Trade Agreement").
- Speaker, CATO Online Live Policy Forum on "Can International Rules Improve Domestic Regulation of Digital Trade?", June 2021.
- Panelist, Data Sovereignty along the Digital Silk Road, 5-6 January 2021, organised by Georgetown University and University of Hong Kong (Paper titled "India's Data Sovereignty Approach").
- Panelist, Taiwan Internet Governance Forum, 11-12 November 2020; Session on "The WTO's Digital Trade Initiative: Implications for Asia".
- Panelist, Geneva Trade Week, 29 September 2020; Session on "Competition and Innovation in the Digital Age".
- Panelist, International Law and Security Interests Conference, University of Amsterdam, 14-15 November 2019 (Paper titled "Unravelling the Trade – Cybersecurity Dilemma: Justifying Cybersecurity Measures in International Trade Law").
- Panelist, 6th Biennial Conference of the Asian International Economic Law Network, Taipei, 26-27 October 2019 (Paper titled "Data Ethics and International Trade Law: Possibilities and Challenges").
- Panelist, WTO Public Forum 2019 on "The Next Generation and Trust in the Internet: Best Practices for Addressing Cross-Border Legal Challenges", 11 October 2019.
- Panelist, Internet Law Research Colloquium, University of Geneva, 21 June 2019 (Presentation titled "Cross-Border Data Flows and International Trade Law: Aligning Trade and Internet Policy Objectives").
- Panelist, 8th PEPA SIEL Conference, King's College London, 30-31 May 2019 (Paper titled "Justifying Cybersecurity Measures Under Security Exceptions in International Trade Law").
- Panelist, Conference on Big Data and Global Trade Law, University of Lucerne, 14-15 November 2018 (Paper titled "Regulating Cross-Border Data Flows in a Data-Driven World").
- Panelist, WTO Public Forum 2018, Session on Data Localization: Balancing Trade Disciplines and National Policy Objectives, 4 October 2018.
- Panelist, 26th Annual ANZSIL Conference, Wellington, 5-7 July 2018 (Presentation titled "From Cyber Sovereignty to Internet Openness: How International Trade Law Regulates Data Flows").

- Panelist, 7th PEPA/SIEL Conference, European University Cyprus, 13-14 April 2018 (Paper titled “Privacy, Cybersecurity and GATS Article XIV: A New Frontier for Trade and Internet Regulation?”).
- Co-organiser and Panelist, Conference on Digital Trade in the Asia-Pacific: Identifying Challenges, Seeking Solutions, Singapore Management University, 6 December 2017 (Paper Entitled “Modernising International Trade Law for the Digital Economy”).

EXTERNAL TEACHING

- Guest Lecture, Hamid Bin Khalifa University, AI and Trade, 4 February 2025.
- Guest Lecture, Joint Lecture Series ‘International Law and Technology’, Université catholique de Lille (Paris, June 2023).
- Training Session on Digital Trade for Department of Foreign Affairs and Trade (Australia), July 2022.
- Trade and Investment Law Timeout Seminar Series, Department of Foreign Affairs and Trade (Australia), August 2021 (Seminar on WTO Law, Public Policy Exceptions and Cross-Border Data Flows).
- International Institutions and Global Governance, Monash Law School, August 2021, August 2023 (Session on Digital Trade).
- Seminar on International Data Regulations, Udayana University (Bali), Indonesia, June 2021, June 2023.
- Winter School on Internet Governance in Brazil, Universidad de San Andrés and Universidad Federal do Rio Grande do Sul, August 2019.
- Digital Trade Law (convened by Dr Joshua Meltzer), Melbourne Law School Masters Programme, August 2018.

EXTERNAL APPOINTMENTS AND ACADEMIC ENGAGEMENTS

- Member of Editorial Board, Journal of International Economic Law, Journal of World Investment and Trade (2023- Present)
- External Member of the Board, ANU Press (2023- Present).
- Senior Research Affiliate, Centre for Digital Law, Singapore Management University (2025- Present).
- External Thesis Examiner for Master’s and PhD Students: WITS University, ANU College of Law.
- Member, Working Group on Electronic Commerce, Ministry of Commerce, Government of India (2023).
- Member, UNCTAD Digital Economy Report 2021, Peer Review Panel.
- Affiliate Fellow, Centre for Public Policy Research, 2020-present.
- Expert Witness, Inquiry into the Trade System and the Digital Economy, Government of Australia, 23 August 2018.
- Peer Review Board, NLIU International Trade Law Journal (2021- Present).
- Peer reviewer for various journals including Journal of World Investment and Trade, Journal of International Trade Law & Policy, Melbourne Journal of International Law, Natural Resources Forum, Journal of International Economic Law, Leiden Journal of International Law, Journal of International Dispute Settlement, Asia-Pacific Journal of Human Rights, Australian Yearbook of International Law, Social Science Computer Review, Computer Law & Security Review, and World Trade Review.
- Peer Reviewer for Publication Outlets including Cambridge University Press, Hart Publishing, Edward Elgar, Springer, Anthem Press, ANU Press.
- External reviewer, National Research Foundation (South Africa).

GRANTS

- SNSF Open Access Grant, Publication of monograph titled “International Trade Law and Global Data Governance: Aligning Perspectives and Practices” (Grant amount: 10864 CHF; Award date: 1 March 2024).
- Principal Investigator, Industrial Policy for Digital Development (2024-27, Qatar National Research Fund, Grant amount: 16400 USD).
- Chief Investigator, Connecting the Global to the Local: How Global E-Commerce Can Empower Cottage Industries in India, with a Case Study of the Khadi sector (Primary Chief Investigator: D Dhanuraj (CPPR, India) and Chief Investigator: Andrew Mitchell (Monash Law); Grant amount: US\$32,000; Grant agency: Atlas Network).
- **Currently Under Review:** SNSF Div 1 Grant with Prof Mira Burri (University of Lucerne), Digital Trade Governance and Human Rights (Proposed funding amount for IHEID: 305842 CHF).

MEMBERSHIPS

American Society of International Law; Society of International Economic Law; Australia New Zealand Society of International Law; International Law Association (Singapore Branch); Asian Privacy Scholars Network; Asian International Economic Law Network; Singapore Law Association.