

Phattharaphong Phil Saengkrai

Faculty of Law, Thammasat University, 2 Prachan Road, Bangkok, Thailand

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Professional Experience

- 2014 - present Lecturer, Faculty of Law, Thammasat University, Thailand
Courses: *Public International Law, Law of Treaties, International Human Rights Law, Constitutional Rights, International Investment Law, Legal Philosophy*
- 2019 - 2022 Teaching Assistant, Graduate Institute of International and Development Studies, Switzerland
Courses: *Participants in International Legal Processes (Professor Zarbiyev), International Dispute Settlement (Professor Kohen), Treaty Interpretation (Dr Salonidis), Jurisdiction of States in International Law (Professor Hébié), Immunities (Professor Webb); Investor-State Arbitration (Professor Reinisch); International Commercial Arbitration (Professor Schultz); Law and Policy of Free Trade Agreements (Professor Claussen); Principles of International Environmental Law (Professor Boisson de Chazounes), Compliance Mechanisms under Environmental Agreements (Professor Mbengue), Law of the Sea (Judge Lijnzaad)*
- 2020 - 2022 Assistant, International Law Commission, The United Nations
Responsibilities: *Assisting Ambassador Mahmoud Hmoud, the Chairperson of the 72th Session of the International Law Commission; researching and preparing comments on different topics including general principles of law, provisional application of treaties, sea-level rise in international law, protection of the atmosphere, and immunity of state officials from foreign criminal jurisdiction*

Academic Activities

- 2015 - 2017 Editorial Board of *Thammasat Law Journal*
- 2015 - present Editorial Board of *Thailand Journal of International Law*

Legal Practice and Advice

- 2021 - 2024 Legal advisor to National Human Rights Commission of Thailand
- 2024 - present Senior legal expert to Delegation of the European Union to Thailand in the project related to business and human rights
- 2024 - present Counsel for Thailand in the advisory proceeding before the International Court of Justice on *Obligations of States in Respect of Climate Change*

Educational Background

- LLB (Hons) (Thammasat University, Thailand)
- LLB (University of Tokyo, Japan) (*Royal Thai Government Scholarship*)
- MSc in Human Rights (London School of Economics and Political Science, UK) (*Royal Thai Government Scholarship*)
- MA (Graduate Institute of International and Development Studies, Switzerland)
- PhD (*summa cum laude*) (Graduate Institute of International and Development Studies, Switzerland)
Title of the Dissertation: *Authentic Interpretation of Treaties in Contemporary International Law*
Committee: *Fuad Zarbiyev (supervisor), Andrea Bianchi, Jan Klabbers*
Comprehensively examining the concept of authentic treaty interpretation and its relevance for investment treaties, human rights treaties, and multilateral environmental agreements
- Diploma in Human Rights Law (Academy of European Law, European University Institute, Italy)

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Publications

- Saengkrai, 'Introducing Diversity: A Review Essay of *The Cambridge Companion of International Law*', *Thammasat Law Journal* (2014);
- Saengkrai, 'Case Report: Whaling in the Antarctic', *Thailand Journal of International Law* (2016);
- Saengkrai, 'Treaty Interpretation: Past, Present, and Future', *Thammasat Law Journal* (2016);
- Saengkrai, 'Rights and Duties of States in Disputed Maritime Areas' in Soraat *et al* (eds) *Essays in Honour of Professor Dr Narong Jaiharn* (Thammasat University Press, 2018);
- Saengkrai, 'Book Review - Bounded Rationality and Economic Diplomacy: The Politics of Investment Treaties in Developing Countries by Lauge Poulsen', *Thammasat Law Journal* (2018);
- Saengkrai *et al*, 'The Paris Accord-Related Agreement on Environmental Goods and Services: Its Necessity and its Feasibility' (TradeLab, 2019) available online at <<https://www.tradelab.org/single-post/2019/02/10/The-Paris-Accord-Related-Agreement-on-Environmental-Goods-and-Services-Its-Necessity-and-its-Feasibility>>;
- Saengkrai, 'The Obligation to Conduct an EIA in International Law' in Popattanachai *et al* (eds) *The Pillar of Environmental Law: Essays in Honour of Professor Dr Amnart Wongbandit* (Thammasat University Press, 2020);
- Saengkrai, 'Rethinking "Human Rights Violations"' in Saengkrai *et al* (eds) *Diversity and Dynamics of International Law: Essays in Honour of Piruna Tingsabadh* (Faculty of Law, Thammasat University, 2020);
- Saengkrai, 'Towards Deeper Judicialisation: Explaining Thailand's Increasing Engagement with International Adjudication', *Thai Legal Studies* (2021);
- Saengkrai, 'Lawfare Strategy of Nationality Unity Government of Myanmar', *Kyoto Review of Southeast Asia* (2022);
- Saengkrai, 'Book Review - International Law and Politics of History by Anne Orford', *Asian Journal of International Law* (2022);
- Saengkrai, 'A Transcivilizational Perspective at The Hague Academy: A Critical Review', *European Journal of International Law* (2024);
- Saengkrai, 'Universalism v Particularism in Southeast Asia' in Beiter *et al* (eds) *Research Handbook on the Right to Education* (Edward Elgar Publishing, forthcoming)

Paper Presentation

- 'A Commodity-Form Theory of International Law: Implications for Global Poverty', presented at the 'Tools of Imperialism' Workshop at the School of Oriental and African Studies, University of London (2013);
- 'Rethinking Human Rights Violations: An Analysis of Susan Marks's Theory', presented at Human Rights Junior Scholar Workshop at University of British Columbia (2015);
- 'Identifying *Obligations Erga Omnes Partes* in Human Rights Treaties: The Contribution of the World Court', presented at The 5th Biennial Conference of the Asian Society of International Law in Bangkok, Thailand (2015);
- 'Impact of Human Rights Treaties on the International Law of State Responsibility: Obligations *Erga Omnes Partes*', presented at The INTRALaw Human Rights Colloquium 'Interaction between human rights: 50 years of the Covenants' at Aarhus University (2016);
- 'Cognitive Frames and Indeterminacy in Investment Treaty Interpretation' presented at Third World Approaches to International Law Conference at National University of Singapore (2018);
- 'The 'Business and Human Rights' Discourse in Thailand' presented at the TIJ-IGLP Workshop for Scholars and Emerging Leaders on the Rule of Law and Policy (2019);
- 'Authentic Interpretation of Investment Treaties: How Arbitral Tribunals Seek to Maintain their Authority' presented at the PhD workshop of the biennial conference of the Asian Society of International Law (2021);
- 'Towards a Socio-Doctrinal Approach to Legal Study' presented at the Social Science and International Law Workshop at the annual conference of the European Society of International Law (2021)

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Policy Research Projects

2015 - 2016	‘Thailand and the Optional Protocol to the Convention on the Rights of Persons with Disabilities’, commissioned by Ministry of Social Development and Human Security
2016 - 2017	‘Comparative and International Law Concerning Gender Recognition for LGBTIQ Persons’, commissioned by Ministry of Social Development and Human Security <i>(Awarded the research achievement award by the National Research Council of Thailand)</i>
2024-2025	‘Analysis of the Human Rights Due Diligence Laws and Legal Frameworks in the EU and Thailand: Input for Due Diligence Legislation in Thailand’ (with Liesbeth Unger) submitted to the European Union Delegation in Thailand

Languages

- Thai: reading (native), speaking (native)
- English: reading (advanced), speaking (advanced)
- Japanese: reading (advanced), speaking (advanced)
- French: reading (intermediate), speaking (basic)

As of 02/2025