許菁芳 Ching-fang Hsu

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LL.M., Law, University of California, Berkeley
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現職

國立暨南大學公共行政與政策系:助理教授

學歷

加拿大多倫多大學政治學博士 (2020)

美國加州柏克萊大學法律碩士 (2013)

美國芝加哥大學社會科學碩士 (2012)

國立台灣大學法律學士(2009)

研究領域

公法, 司法政治, 法舆社會, 法律職業

Public Law, Judicial Politics, Law & Society, Legal Profession

研究計畫

2023-2025 國科會委託案「她們的故事——台灣法律職業中的性別平等」(NTD 2,150,800) 2023-2024 監察院國家人權委員會委託案「我國強制辯護之法實證研究」(NTD 1,200,000)

學術著作

期刊論文

Forthcoming, "Women judges in a masculine court: how judicial authority, legal area and the image of the ideal judge are gendered in the Taiwanese Judiciary." Cornell International Law Journal: Special Issue 2024. (SSCI 期刊)

2024, "The Sinophone Lawyer: China's Cross-Border Impact on the Legal Profession." *Journal of Law and Society* 51 (3): 305–23. https://doi.org/10.1111/jols.12493. (**SSCI** 期刊)

- 2024, "Lawyers' legal aid participation: a qualitative and quantitative analysis." Journal of Empirical Legal Studies. 21 (2): 337–74. https://doi.org/10.1111/jels.12385 (with Yun-chien Chang and Ivan Kan-Hsueh Chiang) (SSCI 期刊)
- 2023,我國實證法學研究之知識結構與引用網絡分析。《中研法學》。(**TSSCI 期刊**)(第 一作者:梁志鳴,第二作者:范蔚敏,第三作者:許菁芳)
- 2023, 打造司法獨立:台灣審判獨立機制之發展、互動與影響。《人文及社會科學集刊》, 35卷二期(2023年六月)。(TSSCI期刊)
- 2022, 律師與律師工作。《政大法學評論》, 特刊(2022年十二月)。 (TSSCI期刊)
- 2021, "The Legal Complex Crumbled: Legal Professional Coalition and Collision in Taiwan's Judicial Reform." Law & Policy, 43:262-284. (**SSCI** 期刊)
- 2020, 誰是法界廖添丁?法扶律師的量化與質性實證研究。《法律扶助與社會》, 第四期, 25-56頁。(共同作者:張永健、蔣侃學)
- 2019, "The Currency Exchanger: Taiwanese Public Interest Lawyers in the 21st Century." UCLA Pacific Basin Law Journal, 36(1):33-63.
- 2019, "The Political Origins of Professional Identity: Lawyers, Judges and Prosecutors in Taiwan's State Transformation." Asian Journal of Law and Society, 6(2): 321–46.
- 2016, "An Inter-court Struggle for Judicial Supremacy." University of Pennsylvania East Asia Law Review, 11: 294-335. (with Chien-chih Lin)

專書

2024, **《萬國之道》**,萬國法律事務所正式授權,許蔳芳執筆。台北:遠足文化。

專書章節

- **2024**,**香港司法政治化與法律人的回應**,《未竟的民主:香港人的運動與抵抗》,何明修編,台北:左岸。(第一作者:黎恩灝,第二作者:許菁芳)
- 2023, "Lawyering in Private Sector" in Handbook on Comparative Judicial Behaviour, edited by Lee Eptein et al., Oxford University Press. (with Yun-chien Chang)
- 2023, "Lawyer and Social Movement in Taiwan: Two Waves of Mobilization and Two Generations of Activist Lawyer." in *Handbook on Law, Movements and Social Change*, edited by Steven Boutcher et al., Edward Elgar Publishing.

- **2023**, **律師與律師工作:國家、市場與全球化視角**, 《法律有關係:法律是什麼?怎麼變?如何影響我們生活?》, 王曉丹編, 台北:左岸。
- 2022, "A Hub, a Knot, and a Power House: Legal Aid Foundation and Access to Justice in Taiwan." in Lawyers and Access to Justice: Challenging Pro Bono, edited by Helena Whalen-Bridge, Cambridge University Press. (with Yong-Ching Tsai)
- 2020, "Localization and Politicization: Lawyers in Taiwan and Hong Kong 1980s-2010s." in *Lawyers in 21st-Century Society: Vol. 1*, pp 801-829, edited by Richard Abel et al., Hart Publishing.

書評

- 2023, "Review of Kristina Simion, Rule of Law Intermediaries: Brokering Influence in Myanmar."
 International Journal of Constitutional Law, 20(5): 2068-2070. (SSCI 期刊)
- 2022, **書評:重新想像司法—全世界女性法官於最高法院之代表性**。《臺灣民主季刊》第十九卷第一期(2022年三月),頁145-52。(**TSSCI 期刊**)
- 2017, "Book Review on Lost in China? Law, Culture and Identity in Post-1997 Hong Kong By Carol A.G. Jones." Asian Journal of Law and Society, 4(1): 279-281.

學位論文

Ideological Freelancers: The Politics of Legal Profession on Defense of and Offense against Authoritarianism. (Doctoral Dissertation, University of Toronto, Canada)

研討會論文(摘選)

- "Women judges in a masculine court: how judicial authority, legal area and the image of the ideal judge are gendered in the Taiwanese Judiciary." Asian Law & Society Association, Young Scholar's Workshop,

 Dec 13, 2023; Legal Profession Group Meeting, International Institute for the Sociology of Law, June 2425, 2024; International Legal Ethics Conference 2024, University of Amsterdam, July 17-19, 2024
- "Women in Legal Profession: Managing Gender in Public Service and Private Practice." Clarke Symposium in East Asian Law & Culture, Cornell Law School, April 10-11, 2023.
- "The Sinophone Lawyers: China's Cross Border Impact on the Legal Profession," **Conference on Empirical Legal Studies in Asia**, Academica Sinica, December 12, 2022.
- 律師與律師工作,政治大學法律與社會研討會,2021年11月19-20日。

- "Pro Bono is Pro, Low Bono is Low: Qualitative and Quantitative Analysis of Lawyers' Legal Aid Participation,

 Asian Law and Society Association Annual Meeting 2021, September 17, 2021; 14th Annual Conference

 on Empirical Legal Studies (CELS), Claremont, California, 2019
- "Lawyer and Social Movement in Taiwan: Two Waves of Mobilization and Two Generations of Activist Lawyer." American Association for Chinese Studies Annual Meeting 2021. (Online Meeting)
- "The Sinophone Lawyers: China's Cross Border Impact on the Legal Profession",科技部人文社會科學中心〈研文行遠論壇(三)〉,2021年8月27日。
- 我國實證法學研究之知識結構與引用網絡分析,中央研究院法實證研究工作坊,2021年7月29日。
- "Legal Profession as a Revolving Door: Explaining Activist Lawyers' Career in Politics and Social Movements." **Junior Scholars Workshop, Law & Society Association Annual Meeting**, 2020(甄選制 閉門會議,因疫情改為線上)
- "Putting a Chinese Face to the Law? China's Cross-border Impact on Legal Profession." **Junior Scholars**Workshop, Law & Society Association Annual Meeting, Washington D.C., 2019

學術經歷

國立交通大學科技法律學院兼任助理教授、兼任講師(2022 February – July; 2021 February – July; 2020 January – July)

國立清華大學人文社會學院學士班兼任助理教授(2022 February – July)

美國奧勒岡州立大學(Oregon State University)邱氏台灣研究學人(The Chiu Fellowship of Taiwan Studies)(September 2020-August 2021)

香港中文大學法律學院交換學人(2019 January – February)

新加坡國立大學亞洲法研究中心訪問學人(2017 April – June)

香港大學中國法研究中心(2017 February – April)

北美台灣研究學會會長(2016)

加拿大多倫多大學政治學系助教(2013-2017)

美國加州柏克萊大學東亞語言與文化學系研究生助教(2013)

研究獎助紀錄

2020 美國奧瑞岡州立大學邱氏台灣研究經費(USD 55,000)

2018 亞洲法與社會研究學會 (Asian Law and Society Association) 最佳研究生論文獎

2018-19 蔣經國國際學術交流基金會博士論文獎學金 (USD 18,000)

2016; 2017 加拿大多倫多大學研究生博士論文研究獎學金 (CAD 15,880)

2015-16 台灣教育部留學生獎學金 (USD 32,000)

2014 美國陳文成博士基金會獎學金 (NTD 50,000)

2013-2018 加拿大多倫多大學政治系博士班全額獎學金 (CAD 82,500)

2011-2012 美國芝加哥大學 Master of Arts Program in Social Sciences (MAPSS) 碩士班學費減免 獎學金 (約 USD 14,000)

客座講座(近三年)

法實證研究:強制辯護制度之多元辯護人,東海大學政治系,台灣·台中市,2024/5/20。 **司法政治**,清華大學人文社會學院學士班,台灣·新竹市,2022/4/26。

Reading and Writing in Judicial Politics,臺灣大學政治學研究所,台灣·台北市,2022/3/2。

Legal Activism in Hong Kong: Court, Lawyers and Political Movement, Oregon State University, online event, May 26, 2021.

學術研究技巧:研究問題與文獻回顧,臺北醫學大學醫療暨生物科技法律研究所,台灣·台北市, 2020/12/11、12/8。

自由書寫工作坊,台灣師範大學台灣史研究所,台灣·台北市,2020/9/16。同年再次受邀演講:學術寫作工作坊,台灣師範大學台灣史研究所,台灣·台北市,2020/12/21。

受邀學術演講與論壇 (近三年)

性別平等:人權、國家與生活,國家文官學院,台灣·南投縣縣,2024/9/10。

法與社會研究:學術初心者的省思,東吳大學法學院,台灣·台北市,2022/11/7。

法學與社會科學—訪談研究方法,政治大學法學院,台灣·台北市, 2021/11/16。

The State of Taiwan Studies: A Roundtable Discussion on Methods and Directions, Fairbank Center for Chinese Studies, Harvard University, online event, June 28, 2021. Available at: https://reurl.cc/Np1XM9

二十一世紀律師業:全球視野台灣挑戰,台北律師公會,台灣·台北市,2020/7/1。