

## Basic Information



seungminlee@skku.edu / (+82) 2 760 0350

unit 20307, Law School, 25-2 Sungkyunkwan-ro Jongno-gu, Seoul, Korea (03063)

## Overview

Mr. Seung-Min Lee is an associate professor of administrative law and practices at Sungkyunkwan University (SKKU) Law School.

Professor Lee started his legal career in 2007 as a judge-advocate in the Korean army. Prior to joining the faculty in 2020, he spent nearly ten years in practicing regulatory law at Yulchon, primarily in the areas of administrative disputes, antitrust, ICT & TMT, health & pharmaceutical, construction, environment and energy. He added to his knowledge and expertise a particular focus on international issues after completing his secondment at Bredin Part in Paris in 2015.

Professor Lee is the author and co-author of many articles and books on administrative law. He has also delivered numerous lectures combining theories and practices at leading law schools and various institutions in Korea. He is a graduate of Seoul National University (SNU) Law School (LL.B., M.A., and Ph.D.) and Harvard Law School (LL.M.).

## Education

- Harvard Law School, LL.M. (2015)
- Seoul National University, Ph.D. (Administrative Law) (2010)
- Seoul National University, M.A. (Administrative Law) (2005)
- Seoul National University, LL.B. (Law) (2002)

## Experience

- Associate Professor, Sungkyunkwan University Law School (2020-present)
- Lecturer, University of Seoul Law School (2019)

- Seoul National University Center for Competition Law, Advanced Competition Law Program (2017)
- Secondment, Bredin Prat (Paris) (2015-2016)
- Lecturer, Konkuk University Law School (2012, 2013)
- Lecturer, Seoul National University School of Law (2011, 2016)
- Attorney, Yulchon LLC (2010-2020)
- Judge Advocate, Korean Army (2007-2010)
- Judicial Research & Training Institute, the Supreme Court of Korea (2007)
- Korea Administrative Law & Practice Association (2002), Korea Association of Police and Law (2005), Korea Public Law Association (2010), Korea Administrative Law Association (2011), Korea Public Administration Case Study Association (2013), Korea Data Law and Policy Society (2020), Korea Game Society (2020), Korea Comparative Public Law Association (2021), Korea Competition Law Association (2021), Korea Personal Information Protection Law Association (2023), Korean Association for Artificial Intelligence and Law (2023)

### **Honors / Awards**

- Songam Research Award (2023)
- Awarded by the Minister of Science and ICT (2020)
- Commendation of the Chief of Staff of Korean Army (2010)

### **Research Interest**

(French) Administrative Law, Economic Regulation, ICT/TMT, Healthcare & Pharmaceutical, Construction/Real Estate Disputes and Environment & Energy

### **Research Keyword**

Administrative Law, Economic Regulation, Administrative Disputes, Police Law

### **Journal Article**

- Legal Issues of the proposed Act of Cultural Industry Fair Distribution, NZine, vol. 52 (2024)
- The Legal Status and Liability of Digital Platform Operators under the Terms and Conditions Act – Decision at Issue: Korean Supreme Court Case No.

2020du41399 decided September 21, 2023 (*Booking.com case*), Journal of Competition, vol. 220 (2024)

- Analysis on the Legal Nature of Merger Notification, Merger Clearance, and Merger Remedies under the Korean Antitrust Statute and Related Administrative Appeal Litigation, *The Justice*, vol. 197 (2023)
- Analysis of the Succession of Liabilities in Administrative Sanctions – Critical Review of the Supreme Court’s Decisions Based on the Concept of Administrative Sanctions in French Law, *Sungkyunkwan Law Review*, vol. 35-1 (2023)
- Subject Matter Jurisdiction on Soft Law Measures of Independent Regulatory Agencies in Administrative Appeal Litigation – Analysis on the French Supreme Court’s Decisions on Independent Regulatory Agencies in France, *Public Law*, vol. 51-3 (2023)
- Understanding Self-Regulation in Online Platforms, *Journal of Law & Economic Regulation*, vol. 15-2 (2022)
- Self-Regulation in Metaverse, *KISO Journal*, vol. 49 (2022)
- Online Platform Regulations in Korea – Status Quo and Legal Issues, *Journal of Law & Economic Regulation*, vol. 15-1 (2022)
- Metaverse Platform and Deregulation in Game Industry, *NIR Focus Review (KLRI)*, vol. 22-2 (2022)
- Critical Review on the New Regulations of the Revised Telecommunications Business Act against In-App Purchases – Based on the Market Analysis of the Mobile App Market, *Administrative Law Journal*, vol. 67 (2022)
- Study on How to Prevent the Concurrent Application of Competition Law and Sector-Specific Regulations on Online Platforms, *Journal of Korean Competition Law*, vol. 45 (2022)
- Study on How to Regulate Metaverse, *NIR Focus Review (KLRI)*, vol. 21-2 (2021)
- Study on the “Intermediate Administrative Decision”, *The Justice*, vol. 184 (2021)
- Study on How to Reasonably Regulate Online Platforms, *Administrative Law Journal*, vol. 64 (2021)
- Study on Investor State Dispute Settlement – Status Quo, Issues and Impact on Public Law System in Korea, *Public Law*, vol. 49-3 (2021)
- Study on Agreements between Local Governments and Professional Sports Teams, *Public Law Journal*, vol. 21-3 (2020)

- Legal Issues and Suggestions for Reforming the Current Legal System on VR/AR, *Journal of Law & Economic Regulation*, vol. 13-1 (2020)
- Analysis of the Legal Issues with Thermal Discharges from Nuclear Power Plants in relation to Fisheries, *Administrative Law Journal*, vol. 61 (2020)
- Product Search in E-Shopping and the Role of Competition Law, *Journal of Competition*, vol. 203 (2020)
- The issues with the current sentencing score system for the Act on Fair Transactions in Subcontracting - With emphasis on the Korea Fair Trade Commission's Restriction on Qualification for Participation in Public Procurement Bidding Process and Suspension of Business, *Journal of Competition*, vol. 201 (2019)
- Status quo of VR Regulation and Suggested Areas of Improvement – With emphasis on the VR content regulation, *Broadcast and Media Magazine*, vol. 24-3 (2019)
- The issues with the current sentencing score system for the Act on Fair Transactions in Subcontracting – With emphasis on the Korea Fair Trade Commission's Restriction on Qualification for Participation in Public Procurement Bidding Process and Suspension of Business, *Bup Jo (Korean Lawyers Association Journal)*, vol. 735 (2019)
- Legal review of the applicability of the regulations under the Broadcasting Act to TV home-shopping sales program – With emphasis on the Seoul Administrative Court Decision No. 2017GuHap86064, rendered on July 26, 2018, *Journal of Law & Economic Regulation*, vol. 12-1 (2019)
- Designing Regulation for the Sharing Economy in Korea, *Journal of Competition*, vol. 191 (Co-author) (2017)
- A Study on Conditional Administrative-Agency Decisions, Where the Conditions Require Additional Consultation, Agreement, or Approval, *Administrative Law Journal*, vol. 48 (2017)
- A Critique of the Supreme Court's Decision Requiring Leniency Applicants to Challenge the KFTC's Penalty-Exemption Decision, Rather than the Preceding Penalty-Imposition Decision, *Administrative Law Journal*, vol. 46 (2016)
- Recent Issues on "Circular Shareholding" – How to Define Investments 'Reinforcing' Circular Shareholding, *BFL*, vol. 78 (Co-author) (2016)

- Study on the Rulemaking Process of the APA in the United States – Implications, Lessons and Suggestions for Reforming the Rulemaking Process in Korea, LL.M. Thesis (in English; 2015)
- The Concept and Practice of Administrative Guidance, *Administrative Law Journal*, vol. 38 (2014)
- The Perspective of « Economic Democratization » in Korea – Tendency to Strengthen the Regulation of Large Corporations' Governances and Antitrust Law Enforcement (Perspectives de la « démocratisation économique » en Corée — vers un renforcement de la réglementation en matière de gouvernance des grandes sociétés et une plus grande application de la législation sur les ententes), *International Business Law Journal (Revue de droit des affaires internationales)*, n°6 - 2013, Sweet & Maxwell (Co-author) (in English & French; 2013)
- Study of Legal Issues Concerning Leniency Application Rejection Notice, *Studies on Public Administration Cases*, vol. XVIII-1 (Co-author) (2013)
- A Study on Automatic Condemnation, *Administrative Law Journal*, vol. 34 (2012)
- Korean Administrative Litigation in Practice: Problems and Solutions, *Korean Journal of Administrative Law*, vol. 3 (Co-author) (2012)
- Succession to Liability for Antitrust Violations Relating to Spin-offs, *BFL*, vol. 49 (Co-author) (2011)
- L'étude sur la police administrative en droit français, *Doctoral Dissertation* (2010)
- La distinction entre sanctions administratives et police administrative en droit français, *Journal of Police Law*, vol. 3 (published under my former name « Hyun-Woo Lee »; 2005)
- L'étude sur la relation entre sanctions administratives et peines pénales en droit français, *Master's Thesis*, (published under my former name «Hyun-Woo Lee»; 2005)

### **Publications**

- Study on Policy Making for Sound Ecosystem of C2C Platform Businesses, SUR & BDF (Sogang University Research & Business Development Foundation) (Co-author) (2023)

- Study on the Improvement of Regulation on Mobile XR Content, SPC (Korea Software Property-Right Council) / KOCCA (Korea Creative Content Agency) (Co-author) (2022)
- Study on Self-regulating Metaverse, VEAT Law Firm / K-META (Korea Metaverse Industry Association) (Co-author) (2022)
- Metaverse & Law, Pakyoungsa (2022)
- Platform Law & Policy, Pakyoungsa (Co-author) (2022)
- Competition Policy for the Development of the Platform Economy, SUR & BDF / MSIT (Ministry of Science & ICT) & IITP (Institute of Information & Communications Technology Planning & Evaluation) (Co-author) (2021)
- A Study on Development of Online Platform Ecosystem, KISDI (Korea Information Society Development Institute) / MSIT & IITP (Co-author) (2021)
- A Study on the Improvement of Legislation related to Digital Policy Making, KDLPS (Korea Data Law and Policy Society) / MSIT & IITP (Co-author) (2021)
- Case Study on Developing New Police Equipments, Ewha University-Industry Collaboration Foundation / KIST (Korea Institute of Science and Technology) (Co-author) (2021)
- Study on the Impact of Including Gaming Disorder into Korean Standard Classification of Diseases (KCD), Jeonju University-Industry Cooperation Foundation / KOCCA (Co-author) (2021)
- Study on Standard Cases of Administrative Law, The Association of Korean Law Schools (Co-author) (2021)
- Research on Reforming Age Rating System of VR/AR content, Sungkyunkwan University (SKKU) Research & Business Foundation / KMRB (Korea Media Rating Board) (Co-author) (2020)
- Research on Reforming the VR Content Regulation and Legal Status of OTT Services, Suho Legal / MOIBA (Korea Mobile Internet Business Association) (Co-author) (2019)
- A Study on the method for efficient management of KOBACO, Yulchon LLC / KCC (Korea Communications Commission) (Co-author) (2017)
- A Study on the Improvement of Prohibited Acts System in the Broadcasting Market, Sogang University ICT Law & Economy Institute / KCC (Co-author) (2016)

- Research on Industry-Specific Regulatory Framework for Introducing VR Technology, Yulchon LLC / MOIBA (Co-author) (2016)
- 'South Korea' Chapter in International Environmental Law - The Practitioner's Guide to the Laws of the Planet, ABA Section of Environment, Energy, and Resources (Co-author) (2014)
- La police administrative en droit français, Kyung-in Publishing Co. (2014)
- Research on Unification of Broadcasting Codes, Yulchon LLC / MSIP (Ministry of Science, ICT and Future Planning) (Co-author) (2013)
- "Succession of Administrative Liabilities in Spin-offs" in Issues with the Current Spin-offs Regulations (Co-author) (2013)
- Translation of the 'French Post & Telecommunication Act' in Communication Law I – The Relationship between General Competition Authorities and Sector-Specific Regulators in the Telecommunications Market (2008)