

Paralegal

Dr. Tsubasa Shinohara



MAIN RESEARCH AREA

International Human Rights Law, Sports Law, Esports Law, Sports and Human Rights, Esports and Human Rights, Digital and Technology Law, Sports Arbitration

PROFESSIONAL EXPERIENCES

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| March 2024 – present | Field-R Law Offices, Tokyo, Japan |
| September 2021 – January 2024 | Projektas – Consultant / Business Support (Data Protection Law and Cybersecurity), Zug, Switzerland. |
| March 2018 – May 2018 | European Court of Human Rights – Study Visit (Internship), Strasbourg, France. |
| April 2016 – February 2018 | Meiji University – Teaching Assistant , Tokyo, Japan. |

EDUCATION

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| September 2020 – March 2023 | University of Lausanne – PhD in Law, Lausanne, Switzerland. |
| September 2018 – June 2020 | University of Lausanne – Master en droit (MLaw, Droit international et comparé), Lausanne, Switzerland. |
| April 2016 – March 2018 | University of Meiji – Master of Law (LL.M, International Law), Tokyo, Japan. |
| August 2013 – September 2013 | University of Cambridge – Summer Programme (British Law), Cambridge, United Kingdom. |
| April 2012 – March 2016 | University of Meiji – Bachelor of Law (LL.B), Tokyo, Japan. |

MEMBERSHIPS

- Member of Japan Sports Law Association (JSLA)
- Member of the Berkeley Center on Comparative Equality & Anti-Discrimination Law
- Member of the Esports Research Network (ERN)

- Member of Association pour la Recherche et les Etudes Francophones sur l'Esport (AREFE)

ACTIVITIES

- Committee Member of JSLA Diversity & Inclusion Research Committee (2023 – present)
- Committee Member of ERN Diversity and Inclusion Sub-Committee (2023 – present)
- Jury Member of AISTS Client Team Project Presentations (2023)
- Associated Researcher at the Research Center for Esports Law (2022 – present)
- Oxford Reports on International Law, ECtHR Case Reporter (2020 – present)
- Swiss Esports Federation, Human Rights Officer (2019 – present)

HONORS & AWARDS

- 2022 JSLA Young Researcher's Award for "The Emergence of New Legal Dispute Resolution for Sports Athletes – Consideration of Linkage between the European Court of Human Rights and Sports Legal Regime – (1)(2)(3)". Issued by Japan Sports Law Association (JSLA), 10 December 2022 @ Keio University, Mita Campus.

ACADEMIC PRESENTATION

[2024]

- "Safeguarding in Esports?" at Play the Games 2024 in Trondheim, Norway from 4-7 February 2024 (Accepted on 23 September 2023). <https://www.playthegame.org/conferences/play-the-game-2024/>.

[2023]

- "Paving the Way for the Protection of Human Rights in Sports: The Case of Intersex and Transgender Female Athletes" at the Centre for Olympic Studies and the Globalisation of Sport (CEOGS)/UNIL Webinar, 7 December 2023 (discussion expert, Prof. Frank Latty) (**Invitation**).
- "The Eligibility of Intersex Female Athletes in Female Athletics Competitions – Caster Semenya v. Switzerland" at 2nd JSLA – JSSGS Worldshop, 13 November 2023 @ Zoom (In Japanese) (**Invitation**).
- "The Precautionary Principle For the Use of Facial Recognition Technology in Esports" at the Conference "Next Democratic Frontiers for Facial Recognition Technology: The Legal, Ethical and Democratic Implications of FRT" @ Università

degli Studi di Firenze (29 September 2023). <https://www.dsg.unifi.it/art-922-friday-29-september-2023.html#>. (Invitation)

- “What Is A Role of the European Union for the Governance of the Esports Society?” at the Sports & EU 17th Annual Conference (6–7 July 2023) @ Universidade Autónoma de Lisboa (Accepted 31 March 2023). <https://autonoma.pt/sporteu-17th-annual-conference/>.
- “The Gender Equality in Esports Through the Lens of the Convention on the Elimination of All Forms of Discrimination Against Women” at the Berkeley Center on Comparative Equality & Anti-Discrimination Law 10th Annual Conference 2023 (28–30 June 2023) @Utrecht University (Accepted on 3 February 2023). <https://bcce.sites.uu.nl>.
- “The Conflict Between the Olympic Charter and SNS Companies’ Regulations for the Prohibition of Propaganda in Social Media” at the SLS-funded conference “Contemporary Social and Legal Issues in a Social Media Age” (14 June 2023) @ Keele University (Accepted on 30 January 2023).
- « La protection de droits humains dans l’esport » au Colloque International Esport & Gaming (5–6 juin 2023) @ Université de Rouen Normandie (Accepté au 26 avril 2023). <https://esport2023.sciencesconf.org>.
- “Facial Recognition Technology in Esports? Youth Protection vs. Human Rights Risks” at the DIGinLaw Final Conference on “Law in the Age of Modern Technologies” (10 February 2023) @ The University of Milan (Accepted 19 December 2022), <https://diginlaw.com/2023/01/23/diginlaw-final-academic-conference-law-in-the-age-of-modern-technologies/>.

[2019–2022]

- “The Road to A Common Framework for the Esports Society through the lens of International Law” at the 2022 ERN Conference (21–23 November 2022) @ Jönköping International Business School (Accepted on 9 September 2022), <https://esportsresearch.net/ernc22/>.
- “The Protection of Esports Players against Toxic Behaviours during Esports Competition by the Artificial Intelligence Technology From A Human Rights Perspective” @European Human Rights Protection – Twenty Years from Now, Young Researchers’ Workshop (14–15 September 2022) held by the Academy for European Human Rights Protection, <https://academy-humanrights.uni-koeln.de/aktuelles/academies-opening> (Accepted on 29 April 2022).
- “Resolution of International Business and Human Rights Disputes in Sports by International Arbitration Tribunal?” at the ESIL Interest Group on Business and

Human Rights 2022 Pre-Conference Workshop (1st September 2022) @ University of Utrecht (Accepted on 20 May 2022), https://esilutrecht2022.sites.uu.nl/wp-content/uploads/sites/667/2022/07/14_IG-2022_01-Sep_Business-Human-Rights-Revised.pdf.

- 2022 Intensive Doctoral Week from 13 June 2022 to 17 June 2022 @Paris (Accepted on 8 April 2022), <https://www.sciencespo.fr/ecole-de-droit/en/news/intensive-doctoral-week.html>.
- “Sports et Droits Humains : La protection des droits substantiels dans le sport par la prise en compte de la discrimination à l’égard des athlètes intersexuées et transgenres dans le droit international des droits humains”, Journée de la recherche sur le genre, 8 avril 2022 @ Université de Lausanne organisé par la Plateforme interfacultaire en études genre de l’Université de Lausanne. <https://agenda.unil.ch/display/1648212593882>.
- “Global Governance in International Esports Society?”, 11th Annual Conference of the Cambridge International Law Journal @ University of Cambridge & Online (Hybrid Conference) on 26–27 March 2022 (selected on 24 January 2022). https://www.eventbrite.com/e/11th-annual-cambridge-international-law-conference-tickets-271016536757?internal_ref=social#.
- “The Clarification of Human Rights Obligations to Protect Esports Players Against Physical and Mental Health Problems under Article 12 of the ICESCR”, @ Esports Research Network Conference 2021 on 9–10 December 2021 (Full online event). <https://ernconference.com>.
- “Child rights and sports law: how can we protect young athletes’ human rights under the UN Convention on the right of child?” @ 25th IASL International Sports Law Congress, Athens – Greece, 13–14 December 2019. <https://www.sportslawacademy.com/index.php/home-25th-iasl-congress>.

GUEST LECTURE & SPEAKER

- Guest Lecture “Technology, Sports, Esports and Law” @ Tsukuba University (Online), 15 February 2024 (**Invitation**).
- Panel Speaker, Panel Session: GOVERNANCE – Who is really governing sport? @ LawInSport Global Summit 2023 (**Invitation**). <https://www.lawinsport.com/sports-law-events/upcoming-events/conference/188-global-summit-2023-understand-the-rules-of-the-game#agenda>. (**Invitation**)
- Guest Speaker, The Cambridge Law Summer Programme organised by Meiji

University, 8 September 2023. **(Invitation)**

- Guest Speaker, "Esports Integrity Forum" at the Sports Integrity Week 2023, 6 September 2023 @ The City Hall of Pombal, Portugal (Online Conference). <https://siga-sport.com/press-releases/siga-calls-on-all-stakeholders-to-step-up-their-efforts-and-lead-the-way-for-sport-integrity-at-siw2023/>.

(Invitation)

- Guest Speaker, "Comment garantir la sécurité internationale face à la menace et l'utilisation des armes nucléaires ?" à la Conférence de l'Association Mosaïque – UNIL, 21 mars 2023 @ Université de Lausanne. https://www.linkedin.com/posts/mosa%C3%AFque-unil_conf%C3%A9rence-%C3%A0-luniversit%C3%A9-de-lausanne-activity-7041051909239001088-rhWI?utm_source=share&utm_medium=member_desktop.

(Invitation)

- Guest Lecture, "Non-Discrimination in Sports under the ECHR", Séminaire bloc: la lutte contre la discrimination des personnes vulnérables par le Conseil de l'Europe, compris la Cour européenne des droits de l'homme (Dr. Daniel Rietiker) @ University of Lausanne from 13 to 17 February 2023. <https://www.unil.ch/ecolededroit/fr/home/menuguid/etudiantes/seminaires-bloc.html>.

(Invitation)

- Guest Lecture, "Case Study – Caster Semenya case", Séminaire bloc: la lutte contre la discrimination des personnes vulnérables par le Conseil de l'Europe, compris la Cour européenne des droits de l'homme (Dr. Daniel Rietiker) @ University of Lausanne from 7 to 11 February 2022. <https://www.unil.ch/ecolededroit/fr/home/menuguid/etudiantes/seminaires-bloc.html>.

(Invitation)

PUBLICATIONS

BOOK (Monograph)

- Tsubasa Shinohara, *Paving the Way for the Protection of Human Rights in Sports: The Case of Intersex and Transgender Female Athletes* (Collection lausannoise: Stämpfli Publishers, 2024). <https://www.staempfliverlag.com/detail/ISBN-9783727243332>.

BOOK CHAPTERS

- Cem Abanazir & Tsubasa Shinohara, *Esports Governance and Esports Law*. In Seth E. Jenny et al. (eds.), *Handbook of Esports* (Routledge, it will be published soon).
- Tsubasa Shinohara, *Diversity and Inclusion in Sports Through the Lens of the Corporate Social Responsibility and Human Rights*. In Christos Anagnostopoulos (ed.), *Research Handbook on Corporate Social Responsibility in Sport* (Edward Elgar Publishing, publication date will be in March 2024).
- Tsubasa Shinohara, *Fighting Corruption in Esports. Towards Good Governance in Light of Integrity, Transparency and Neutrality*. In Filippo Gilardim and Paul Martin (eds.), *Esports in the Asia-Pacific* (Palgrave Series in Asia and Pacific Studies: Palgrave Macmillan, 2023), 65–88. https://doi.org/10.1007/978-981-99-3796-7_4.

BLOG POST

- Tsubasa Shinohara, *Caster Semenya v. Switzerland: eligibility of intersex female athlete in female athletic events* (Strasbourg Observers, 27 September 2023). <https://strasbourgobservers.com/2023/09/27/caster-semenya-v-switzerland-eligibility-of-intersex-female-athlete-in-female-athletic-events/>.

JOURNAL ARTICLES (PEER REVIEWED)

- Tsubasa Shinohara, *The Brief Overview of the New Youth Protection Law and Esports in Switzerland* (2024) 28(1) Gaming Law Review, 2–7. <https://doi.org/10.1089/glr2.2022.0043>.
- Tsubasa Shinohara, *Human Rights in Sports Arbitration: What Should the Court of Arbitration for Sport Do for Protecting Human Rights in Sports?* (2023) Liverpool Law Review, 1–23. <https://doi.org/10.1007/s10991-023-09352-8>.
- Tsubasa Shinohara, *Global Governance in International Esports Society?* (2023) 27(4) Gaming Law Review, 1–11. <https://doi.org/10.1089/glr2.2023.0004>.
- Tsubasa Shinohara, *Which states parties should be held responsible for the implementation of positive obligations under the ECHR in sports-related disputes?* (2022) 22(4) International Sports Law Journal, 332–342. <https://doi.org/10.1007/s40318-021-00202-1>.
- Tsubasa Shinohara, *Physical and sexual abuse against young athletes in sport in light of Article 8 of the European Convention on Human Rights (ECHR)* (2022) 22(1) International Sports Law Journal, 51–61. <https://doi.org/10.1007/s40318-021-00197-9>.

- Tsubasa Shinohara, *The Protection of Esports Players against the Use of Doping Substances and Methods under the European Convention on Human Rights: the Swiss Example* (2021) 1(1) International Journal of Esports. <https://www.ijesports.org/article/69/html>.
- Tsubasa Shinohara, *The Emergence of New Legal Dispute Resolution for Sports Athletes – Consideration of Linkage between the European Court of Human Rights and Sports Legal Regime – (3)* (2021) 28 Japan Sports Law Association Annual Review, 140–163 (In Japanese).
- Tsubasa Shinohara, *The Emergence of New Legal Dispute Resolution for Sports Athletes – Consideration of Linkage between the European Court of Human Rights and Sports Legal Regime – (2)* (2020) 27 Japan Sports Law Association Annual Review, 80–97, *vol. 28 (2021)*, pp. 140–163 (In Japanese).
- Tsubasa Shinohara, *The Emergence of New Legal Dispute Resolution for Sports Athletes – Consideration of Linkage between the European Court of Human Rights and Sports Legal Regime – (1)* (2019) 26 Japan Sports Law Association Annual Review, 124–141 (In Japanese).

JOURNAL ARTICLES (NON PEER REVIEWED)

- Tsubasa Shinohara, *Fairness or Equality? Participation of Esports Players with Disabilities in Esports Competition* (2024) 34(2) Marquette Sports Law Review (Accepted on 22 December 2023).
- Tsubasa Shinohara, *The Protection of Professional Esports Players Against Physical and Mental Health Problems under the International Covenant on Economic, Social and Cultural Rights* (2022) 13(1) UNLV Gaming Law Journal, 1–19. <https://law.unlv.edu/unlv-gaming-law-journal/vol13/protection-professional-esports-players-against-physical-and-mental-health-problems-under-1204>.
- Tsubasa Shinohara, *The Protection of Intersex and Transgender Athletes from Discrimination under the European Convention on Human Rights* (2022) 14(1–2) International Sport Law Review Pandektis, 193–212.
- Tsubasa Shinohara, *Action to Set Aside of the CAS Awards before the Swiss Federal Tribunal – A Brief Review of the Court of Arbitration for Sports and Article 190(2) of the Swiss Private International Law –* (2022) 50(1) Journal of the Japanese Institute of International Business Law: Kokusai Shōji Hōmu, 4–14 (In Japanese).

- Tsubasa Shinohara, *Child rights and sports law: how can we protect young athlete's human rights under the UN Convention on the Rights of the Child?* (2020) 13(1-2) I.S.L.R. Pandektis, 136-154. http://iasl.org/pages/posts/pandektis_publications/pandektis_publications421.php.

CASE STUDY

- Tsubasa Shinohara, *Ali Riza and Others v. Turkey, nos. 30226/10 and 4 others, Judgment of 28 January 2020, ECtHR* (2021) 28 Japan Sports Law Association Annual Review, 182-195.
- Tsubasa Shinohara, *TF 4A_612/2009, Claudia Pechstein v. International Skating Union (ISU) & Deutsche Eisschnelllauf Gemeinschaft e.V (DEG)* (2020) 27 Japan Sports Law Association Annual Review, 164-173.
- Tsubasa Shinohara, *TF 4P.172/2006, arrêt du 22 mars 2007 X. c. ATP Tour* (2019) 26 Japan Sports Law Association Annual Review, 222-233.

LANGUAGE

- Japanese
- English
- French

SNS

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ResearchGate: <https://www.researchgate.net/profile/Tsubasa-Shinohara>.