

# Chinese Legal System

Enacting authority

Constitution

National People's Congress

Law

National People's Congress and its Standing Committee

SPC Judicial Interpretation

Administrative Regulation

State Council (i.e., the central government)

SPP Judicial Interpretation

Departmental Regulation

Departments directly under the State Council

Military Regulation

Local Law

Provincial People's Congress and its Standing Committee

Supreme People's Court (SPC)

Supreme People's Procuratorate (SPP)

Military regulations are formulated by the Central Military Commission

Enacting authority

# Construction Of The Chinese Legal System

**Lin Li**



## **Construction Of The Chinese Legal System:**

Construction of the Chinese Legal System ,1991      **China's Legal System** Jingwen Zhu,Tao Meng,Hao Peng,Hui Feng,Xinyan Liu,Xiaolong Peng,2023-03-01 This book provides a systematic and detailed introduction to the formation process and current development of China's socialist legal system The classification of the constitution and constitution related laws criminal law civil and commercial law administrative law economic law litigation and non litigation procedural law social law and the specifics of each sector of law are explained which is a good guide for understanding the framework of China's legal system and the study of each sector of jurisprudence      **The Development of the Chinese Legal System** Guanghua Yu,2010-11-17 In recent years the Chinese legal system has undergone many reforms and this book brings the literature up to date offering a contemporary account of the law and administration in China The book covers some of the most pressing issues in Chinese law including the reform of the banking sector environmental law corporate law foreign investment health care and intellectual property and looks at both substantive and procedural issues The volume contains contributions from a number of experts and scholars of Chinese law including Albert Chen Hualing Fu and Roman Tomasic who analyse the political economic and social factors affecting the development process of Chinese law Whilst the book addresses a number of diverse legal areas all the contributions look to explain the factors which led to the development of the law and the consequences of such developments as well as the progress made by developing legal institutions and the possible obstacles to future development      The Chinese Path of Rule of Law Construction He Tian,Yanbin Lv,2021-08-09 This book provides law based governance which is one of the basic policies that underpins our endeavors to uphold and develop socialism with Chinese characteristics in the new era Law is the key to governing the country and the rule of law is an important support for the national governance system and governance capacity Since the 18th National Congress of the CPC China has implemented the four pronged comprehensive strategy and created an unprecedented new situation for law based governance Further progress has been made in ensuring China's legislation is sound law enforcement is strict the administration of justice is impartial and the law is observed by everyone China's efforts to build a country government and society based on the rule of law have been mutually reinforcing the system of distinctively Chinese socialist rule of law has been steadily improved public awareness of the rule of law has risen markedly In recent years China has adhered to the correct handling of the relationship between deepening reform and law based governance ensuring that major reforms are justified by law and providing solid guarantees of the rule of law for reform and opening up China has adhered to combine law based governance of the country and rule based governance over the party and exercised law based governance at every point in the process and over every dimension of full and rigorous governance over the party and has made remarkable achievements in the construction of a clean and honest government and the struggle against corruption      *Chinese Legal Family and Chinese Modernization of Rule of Law* Xiaobo Dong,Yafen Li,2025-07-11 This book lays a more solid cognitive

foundation for interaction between the international community and China From a historical and cultural perspective this groundbreaking book provides an in depth exploration of the integration of traditional Chinese legal thought with modern concepts of the rule of law Written by a leading interdisciplinary research team of legal and legal history experts in China this book not only offers profound insights for legal professionals but also opens a window for ordinary readers to understand the development path and historical cultural roots of China s rule of law As China s global influence grows its profound legal culture imbued with unique governance experience and wisdom is also shaping the world *China's Legal System* Donald C. Clarke,2008-03-06 Examines the legal ramifications of economic and social changes in China mid 1990s to present

**China's Journey Toward the Rule of Law** Cai Dingjian, 蔡定剑,2010 The Thirty years since China s reform and opening have been very eventful for the country s legal reforms and this volume presents a multi disciplinary look at the current scholarship going on in China on the subject The articles have been translated into English to assist scholars worldwide in understanding China s recent legal history and also to help familiarize them with the currents of contemporary Chinese scholarship Individual subjects include commercial law the evolving relationship between the Chinese government and its citizens administrative law and criminal justice There are also chapters on newly emerging areas of the law that are crucial to China s future development such as the chapters on environmental law and intellectual property The volume also includes a chapter on legal education and the legal profession judicial reform and the development of law to protect the rights of the disadvantaged On Contemporary Chinese Legal System Xiaobo Dong,Yafang Zhang,2023-05-19 This book delivers a comprehensive insightful and updated analytic description of contemporary Chinese legal system From a macro perspective it presents both theoretically and empirically the evolution of Chinese law describing its distinctive features comparing it with other experiences across the world and exploring the influence of economic social cultural and technological factors thereon From a micro perspective based on the latest laws and regulations so promulgated and relevant research this book briefly summarizes the basic theories and knowledge of existing law in the PRC including the Constitution civil law criminal law administrative law procedural law intellectual property law economic law etc With this book not only law students lawyers and those who have a background in Chinese law but also general readers can catch a penetrating glimpse into the fast changing Chinese legal system **The Chinese Road of the Rule of Law** Lin Li,2018-06-06 This book studies the practical experience and theoretical development of rule of law in China and provides fundamental theory for the construction of rule of law in contemporary China The author examines the rule of law by exploring the entire legal system and highlighting various aspects including the legislation law enforcement and supervision systems Readers will also discover the author s strong opinions on scientific legislation legal government judicial reform and the culture of rule of law This highly readable book will appeal to both general readers and researchers interested in rule of law in China **Chinese Legal Translation and Language Planning in the New Era** Xiaobo Dong,Yafang Zhang,2023-01-12 By making a

comprehensive and interdisciplinary analysis on the translation history of both the ancient Chinese legal classics and the modern laws and regulations this book presents a full picture of development of Chinese legal translation Legal translation in China has undergone twists and turns in the past and always lacked a systematic and comprehensive theoretical framework Therefore guided by the language planning theory this book intends to build a theoretical framework for study and practices of legal translation in the New Era and provide a feasible path for general readers students of relevant majors and professionals interested in Chinese legal culture to get a refreshed understanding legal translation and legal culture promotion

**The Tradition and Modern Transition of Chinese Law** Jinfan Zhang, 2014-02-20 The book was first published in 1997 and was awarded the first prize of scientific research by the Ministry of Justice during the ninth Five Year Plan of China In 2005 it was adopted the text book for the postgraduates of law majors In 2009 it was awarded the second prize of the best books on law in China The book discusses from different aspects the long legal tradition in China and it not only helps us to have a further understanding of Chinese legal system but also combines theories and practice and illustrate the modern legal transition which probes the history of Chinese legal system As is known to us all China is a country with a long legal history which can be traced back to more than three thousand year ago So the legal tradition of China has been passed down from generation to generation without any interruptions This feature is peculiar to Chinese legal history which is beyond all comparison with that of other countries such as ancient Egypt ancient India ancient Babylon and ancient Persia Through the study of Chinese legal history we can have a deeper understanding of the histories features origins and the transition of Chinese legal tradition The Chinese legal tradition originated from China and it is the embodiment of the wisdom and creativity of Chinese civilization The great many books researching materials legal constitutions archives files and records of different dynasties in China have provided us with rare complete and systematic materials to research The book has a complete systematic and detailed research on Chinese legal tradition and its transition and it gives people a correct recognition of the process of the perfection of laws during its development and its position as well as its value in the social progress in order to grasp its regular patterns It also has showed us the most valuable part and core of Chinese legal Tradition and it is a summary of Chinese legal tradition and its transition from different perspectives different angles and different levels From the book we can see that the ancient Chinese Legal Culture had once shocked the world and exerted great influence on the civilization of the world legal system especially the legal systems in Asian countries The book also has discussed the reestablishment of law in the late Qing Dynasty and the beginning of the Chinese law s transition to modernity In a word the book has not only combined the legal system and the legal culture together but also integrated the important historical figures and events ingeniously and it is a valuable and readable book with authenticity

**China's Legal Reform** Keyuan Zou, 2006-09-01 China s legal system has drawn ever more attention from the international community It has been developing at a very significant pace since China carried out economic reform and instituted an open door policy in 1978

China's entry into the World Trade Organization WTO has had a tremendous impact on the development and reform of China's legal system. This book focuses on the recent developments of China's legal system as well as its reform in the context of globalization. It covers various hot and timely topics including constitutional changes, the relationship between the Chinese Communist Party and the law, legislation, law-based administration, laws for anti-corruption campaigns, judicial reform, legal education, and China's compliance with international law. The book is suitable for lawyers, whether practicing or academic officials in national governments and international organizations, and students and scholars in academia who are interested in China. Chinese law, comparative and international law.

**Chinese Law: Context and Transformation** Jianfu

Chen, 2015-12-22. Eight years of changes in China have passed since the publication of the previous highly successful edition of this book. These changes have not just been about economic development. Among the many transformations, there has been another quiet, peaceful, and largely successful but far from perfect revolution in the area of law, whose deficiencies have been more often mercilessly examined and documented than have its historical achievements and significance. This legal revolution is the subject matter of the present book. Like the previous edition, it examines the historical and politico-economic context in which Chinese law has developed and transformed, focusing on the underlying factors and justifications for changes. It attempts to sketch the main trends in legal modernisation in China, offering an outline of the main features of contemporary Chinese law and a clearer understanding of its nature from a developmental perspective. It offers comprehensive coverage of topics such as legal culture and modern law reform, constitutional law, legal institutions, law making, administrative law, criminal law, criminal procedure law, civil law, property, family law, contracts, law on business entities, securities, bankruptcy, intellectual property law, law on foreign investment and trade, and implementation of law. Fully revised, updated, and considerably expanded, this edition of *Chinese Law: Context and Transformation* is a valuable and important resource for researchers, policy makers, and teachers alike.

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Falian Zhang, 2021-03-08. This book involves a variety of aspects and levels, including the diachronic and synchronic dimensions. Law profoundly affects our daily lives, but its language and culture can at times be nearly impossible to understand. As a comparative study of Chinese and Western legal language and legal culture, this book investigates the similarities and differences of both sides and identifies their respective advantages and disadvantages. Accordingly, it considers both social and cultural functions and both theoretical and practical values. Firstly, the book addresses the differences that are the basic frameworks and disparities between the Chinese and Western legal languages and legal cultures. Secondly, it explores relevant changes over time, that is, the historical evolution and the basic driving forces that were at work before the Chinese and Western legal languages and cultures met. Lastly, the book elaborates on their fusion, that is, the conflicts and changes in Chinese and Western legal languages and cultures in China in the modern era, as well as the introduction, transplantation, and transformation of Western legal culture.

*Renmin Chinese Law Review* Jichun Shi, 2019 p

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*Chinese Law and Its International Projection* Maria Francesca Staiano, 2023-03-22 This book aims to explore the construction of Chinese law with an evolution that has been strongly inspired by international law that has functioned as a pioneer of legal civilization in China. Chinese law is a fluid sedimentation of traditional elements of Chinese culture and the internalization of external elements. The internal dimension of Chinese legal evolution therefore coincides with a progressive incursion also at the international level, questioning the traditional rules of international relations. The most relevant and comprehensive concept that has been proposed by China in recent years is certainly the idea of building a community of shared future for mankind. This aspiration demonstrates a global and integral vocation of international law capable of embracing relations of a new type towards a multi-polar democratization of international relations, which mark the need for the beginning of a new era.

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## **Table of Contents Construction Of The Chinese Legal System**

1. Understanding the eBook Construction Of The Chinese Legal System
  - The Rise of Digital Reading Construction Of The Chinese Legal System
  - Advantages of eBooks Over Traditional Books
2. Identifying Construction Of The Chinese Legal System
  - Exploring Different Genres
  - Considering Fiction vs. Non-Fiction
  - Determining Your Reading Goals
3. Choosing the Right eBook Platform
  - Popular eBook Platforms
  - Features to Look for in an Construction Of The Chinese Legal System
  - User-Friendly Interface
4. Exploring eBook Recommendations from Construction Of The Chinese Legal System
  - Personalized Recommendations
  - Construction Of The Chinese Legal System User Reviews and Ratings
  - Construction Of The Chinese Legal System and Bestseller Lists
5. Accessing Construction Of The Chinese Legal System Free and Paid eBooks
  - Construction Of The Chinese Legal System Public Domain eBooks
  - Construction Of The Chinese Legal System eBook Subscription Services
  - Construction Of The Chinese Legal System Budget-Friendly Options



6. Navigating Construction Of The Chinese Legal System eBook Formats
  - ePub, PDF, MOBI, and More
  - Construction Of The Chinese Legal System Compatibility with Devices
  - Construction Of The Chinese Legal System Enhanced eBook Features
7. Enhancing Your Reading Experience
  - Adjustable Fonts and Text Sizes of Construction Of The Chinese Legal System
  - Highlighting and Note-Taking Construction Of The Chinese Legal System
  - Interactive Elements Construction Of The Chinese Legal System
8. Staying Engaged with Construction Of The Chinese Legal System
  - Joining Online Reading Communities
  - Participating in Virtual Book Clubs
  - Following Authors and Publishers Construction Of The Chinese Legal System
9. Balancing eBooks and Physical Books Construction Of The Chinese Legal System
  - Benefits of a Digital Library
  - Creating a Diverse Reading Collection Construction Of The Chinese Legal System
10. Overcoming Reading Challenges
  - Dealing with Digital Eye Strain
  - Minimizing Distractions
  - Managing Screen Time
11. Cultivating a Reading Routine Construction Of The Chinese Legal System
  - Setting Reading Goals Construction Of The Chinese Legal System
  - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Construction Of The Chinese Legal System
  - Fact-Checking eBook Content of Construction Of The Chinese Legal System
  - Distinguishing Credible Sources
13. Promoting Lifelong Learning
  - Utilizing eBooks for Skill Development
  - Exploring Educational eBooks
14. Embracing eBook Trends
  - Integration of Multimedia Elements

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