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CHINESE LAW
Contract, Guanyxi, and Dispute Resolution in China

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Contract, Guanxi, and Dispute Resolution in China Tahirih V. Lee, 1997 Guanxi Winn Jane Kaufman Relational Practices and the Marginalization of Law Informal Financial Practices of Small Businesses in Taiwan Law and Society Review 28 1994 Contract Chang Phyllis L Deciding Disputes Factors that Guide Chinese Courts in the Adjudication of Rural Responsibility contract Disputes Law and Contemporary Problems 52 1989 Cheng Lucie and Arthur Rosett Contract with a Chinese Face Journal of Chinese Law 5 1991 Lee Tahirih V Risky Business Courts Culture and the Marketplace University of Miami Law Review 47 1993 Scogin Hugh Between Heaven and Earth Han Contracts University of Southern California Law Review 63 1990 Dispute Resolution Clarke Don Dispute Resolution in China Journal of Chinese Law 5 1991 Finder Susan The Supreme People's Court of the PRC Journal of Chinese Law 7 1993 Jianxin Ren Mediation Conciliation Arbitration and Litigation in the PRC International Business Lawyer October 1987 Josephs Hilary Defamation Invasion of Privacy and the Press in the People's Republic of China Pacific Basin Law Journal 11 1993 Woo Margaret Y D Adjudication Supervision and Judicial Independence in the PRC American Journal of Comparative Law 39 1991 Dispute Resolution in China Michael J. Moser, 2012-07-01 Dispute Resolution in China provides an up to date summary commentary and analysis of how disputes are settled in today's China Like in many other jurisdictions litigation and arbitration are the main dispute resolution methods to settle large commercial disputes in China While litigation is more commonly used in domestic commercial disputes arbitration is the most popular dispute resolution method among foreign parties who conduct business in China or with Chinese parties Each of the chapters contained in this book deals with a selected topic in dispute resolution and is authored by a leading expert in the field This book is a necessary resource for arbitration and litigation attorneys as well as other professionals conducting business in China's increasingly regulated and complex business environment *Contract and Property in Early Modern China* Madeleine Zelin, 2004-02-18 Providing a new perspective on economic and legal institutions particularly on contract and property in Qing and Republican history this volume provides case studies to explicate how these institutions worked while situating them firmly in their broader social context *Explaining Guanxi* Ying Lun So, Anthony Walker, 2013-09-13 Guanxi a system of Chinese business relationships is often described but is rarely fully understood Though it seems intangible there is no doubt that it has contributed significantly to the success of Chinese entrepreneurs and the places where they work Translated loosely as personal ties this simple explanation belies a complex and nuanced system Guanxi has often been criticised as nepotism unfair inefficient even corrupt and generally detrimental to business and economic growth but if it is that bad how does it survive This insightful book unravels the origins of Guanxi and provides a much needed explanation of the phenomena It investigates why it was initiated and developed what function it serves how it is maintained why it is such a dominant phenomenon in Chinese business life Combining economics law and culture this clear and concise book looks to the future of Guanxi based on its history Drawing on cultural organizational and economic studies it takes a

multi disciplinary approach integrating these various topics into a coherent explanation of Guanxi ensuring that this illuminating book will be equally useful to students of Asian business as to practitioners working within this market

Comparative Law Yearbook of International Business 2010 Dennis Campbell,2010-11-01 This edition of the Comparative Law Yearbook of International Business provides a general examination of issues vital to the world s economic recovery In the field of company law practitioners examine changes in Russia s corporate law and the new Ukrainian law governing joint stock companies In the area of competition law lawyers review Serbia and Bulgaria s new laws on the protection of competition and the private enforcement of Articles 101 and 102 in Europe s national courts Dispute resolution occupies two chapters one dealing with best practices for drafting arbitration clauses and the other set aside recognition and enforcement of private commercial arbitration awards A further two chapters treat employment and labor matters relating to distribution and commercial representation indemnity upon termination and processing personal data in the employment context of Hungary In the area of financial services practitioners from five jurisdictions deal with fiduciary duty the European Commission s proposed Directive on Alternative Investment Fund Managers Swiss disclosure rules on significant shareholdings restructuring and refinancing routes for mortgage secured debt in Spain and insurance laws and regulations in Nigeria Foreign investment is examined by two authors reporting on 2008 and 2009 developments in investment treaty disputes and foreign investment in Indonesia Intellectual property issues are reviewed in chapters relating to the use of intellectual property as collateral in secured financing and intellectual property licensing in Canada Finally lawyers treat a variety of other issues including the tax law of Liechtenstein European Union Israel trade in the automobile sector insolvency risk and creditors rights in Peru the modernizing of trust law in Hong Kong and bridging cultural differences in international Transactions

Disputes Resolution in Urban Communities in Contemporary China Jieren Hu,2020-11-06 This book explains the causes process and results of group disputes in urban communities the empirical experiences from Shanghai in China It explores the means and characteristics of as well as the differences in conflict resolution in various forms of state society relations particularly the ways of dealing with and resolving disputes concerning mass incidents involving government interests in China s current social transformation period It also analyzes how people s mediation organizations interact with the local government when managing and defusing collective disputes Combining the relevant theories and five conflict resolution measurement models created by Blake and Mouton 1964 this book explains the current interaction model and cooperation mechanism between the state and social organizations in China To do so it examines the role of the Lin Le People s Mediation Workroom in dealing with community collective disputes and the respective action strategies and constraints The book argues that the current state social relations in China are not centered on society or the state but on state led social pluralism

The Oxford Handbook of International Arbitration Thomas Schultz,Federico Ortino,Jason Mitchenson,2020 The Oxford Handbook of International Arbitration A team of leading experts from across academia and

practice provide an authoritative account of international arbitration Discussion ranges from the practicalities of how arbitration technically works to big picture analysis of the forces that underpin it Incorporates insights from a range of disciplines beyond law including history sociology literature and economics Book jacket *The New Legal Order in Hong Kong* Raymond Wacks,1999-11-01 As Hong Kong enters its third year under Chinese rule the prognosis for the common law remains uncertain Can the improbable doctrine of one country two systems be made to work Will the political controversies that continue to bedevil the territory undermine the rule of law and the integrity of the legal order The 21 essays in this important new collection consider these and many other questions The first part examines several problems that lie at the heart of the Basic Law s promise of legal continuity Hong Kong s economic order and its legal buttresses are analysed in Part 2 while the essays in Part 3 trace the shifts in social values as reflected both in Chinese and Hong Kong law Though they embrace a wide area the contributions to this volume suggest that while many problems lie ahead Hong Kong s law and legal system seem adequately entrenched to endure well into the future Raymond Wacks is Professor of Law and Legal Theory at the University of Hong Kong He is an international authority on the legal protection of privacy and has also published widely in the field of legal theory Professor Wacks has edited several books on Hong Kong law and human rights His recent books include *Privacy and Press Freedom* 1995 The fifth edition of his text *Jurisprudence* will appear in early 2000 B y far the most comprehensive study of the post 1997 legal order I have come across covering nearly all the subjects which the Basic Law touches upon I t contains much insightful analysis of the historical development and future issues surrounding each topic A very valuable contribution to scholarship Far more importantly there is no collection that comes close to such an array of good analysis on so many topics Anthony Neoh SC Visiting Professor Peking University

Contemporary Strategic Chinese American Business Negotiations and Market Entry Steven J. Clarke,2023-01-01 This book is an effort to provide a primary source a guide for Chinese American cross cultural negotiations which has been constructed and amassed by professionals living and working in China Research included personal interviews surveys case studies face to face negotiations and consulting melded with a broad body of international business This book that has two focuses China market entry and negotiations Both China and the United States are vast complex markets with different histories and cultures China market entry requires extensive research and understanding of the inextricably linked elements of a how business is managed in China b understanding the China market and c negotiating all elements of your China market entry and ongoing business To be successful in China your firm will face these elements in terms of explicable and solvable activities Research into data theory and perceptual cultural differences between your firm and your Chinese counterparts adds magnitude to your China overall business strategy and mandatory and essential negotiations

China's Child Contracts Bao-Er,2007
The Economic Contract Law of China Pitman B. Potter,2016-06-01 The Economic Contract Law of China Legitimation and Contract Autonomy in the PRC Property Rights and Economic Reform in China Jean Chun Oi,Andrew George

Walder,1999 Revisions of papers presented at a conference at Hong Kong University of Science and Technology 1996

Reader's Guide to the Social Sciences Jonathan Michie,2014-02-03 This 2 volume work includes approximately 1 200 entries in A Z order critically reviewing the literature on specific topics from abortion to world systems theory In addition nine major entries cover each of the major disciplines political economy management and business human geography politics sociology law psychology organizational behavior and the history and development of the social sciences in a broader sense

International Commercial Mediation Ronán Feehily,2022-09-08 In this comprehensive comparative study Ron n Feehily analyses the legal and regulatory issues surrounding international commercial mediation and discusses their implications in a range of settings While existing literature tends to cover mediation in general Feehily places the commercial mediation process in its legal and regulatory context offering an original contribution to the field The book identifies the controversies that arise from the mediation process across numerous jurisdictions and discusses them in detail Comparing the mediation process in Europe North America and Australia as well as other common civil and mixed jurisdictions Feehily demonstrates where systemic differences are transcended and where they are significant Organised systematically and written in an accessible style Feehily offers an international holistic guide to the commercial mediation process **International**

Investment Law at the Juncture Shen Wei,2024-05-02 The book focuses on some of the most pressing issues in international investment law in Asia such as the role of developing countries the rebalancing between the investors rights protection and the host states right to regulate the ISDS reform among others The book investigates these issues by looking into the bilateral investment treaties and investment arbitration cases in the region The readers will benefit from this book s rich content and wide coverage For instance the readers would learn more about Asian states Bilateral Investment Treaty law and practice and their standing on international investment law The book provides a fresh angle to most readers who may be more exposed to the Western perspective on the topic providing a more complete picture to add to the readers understanding of international investment law and in particular its evolution and future possibilities Chinese Conflict

Management and Resolution Guo-Ming Chen,Ringo Ma,2002 This collection of essays takes critical steps toward understanding the way the Chinese manage and resolve conflict Twenty chapters form this comprehensive text that explores both its theoretical and practical aspects Socialist China, Capitalist China Guoguang Wu,Helen Lansdowne,2009-03-31 China is currently encountering increasing social problems together with the rise of mass discontent and public protest despite having achieved enormous economic growth after nearly thirty years of market socialism and embracing globalization The future of China thus depends not only on the economic progress the nation has achieved and will achieve but also on how the government addresses growing social tensions Focusing on why social tensions have arisen despite economic prosperity and how the state is responding this book presents rich original data about many of the social challenges facing China including rural urban migration unemployment the health care crisis the rise of religion the desire for increased

individualism and new mass movements It investigates governmental responses to deal with the problems including legal and political reforms and local governance innovations throughout setting the discussion in the context of how far a traditionally socialist nation can be integrated into global capitalism Overall the book provides a timely up to date and down to earth examination of and reflection on China s continuing socio economic and political transition

Mentoring Comparative Lawyers: Methods, Times, and Places Francesca Fiorentini, Marta Infantino, 2019-11-22 This volume features papers written in honor of Mauro Bussani and celebrates the work and contributions of this renowned scholar of comparative law The content reflects the various theoretical and practical areas in which he has already left a lasting mark The essays explore the theory and practice of comparative law in different areas and contexts and highlight innovative approaches to a large variety of hot topic private and public law subjects The authors include young scholars lawyers legal consultants human rights activists and practitioners all of whom Professor Bussani has trained supervised and supported throughout their careers The contributions emphasize the many ways in which Professor Bussani s teaching and scientific output have enriched revolutionized and challenged both theory and practice They cover e g the law of secured transactions Western law and legal pluralism fashion law contract law in China and in the Arab World contract and tort in the West scientific evidence risk regulation global finance human rights indicators anti discrimination laws democracy and climate change law

Dynamics of Local Governance in China During the Reform Era Tse-Kang Leng, Yun-han Chu, 2010-01-01 Since the Chinese economic reform was realized in the early 1990s a significant revolution has been launched socially economically and politically in China At present China is an indispensable actor in the international arena so that the transitions domestically bring about substantial influence on the whole world Dynamics of Local Governance in China during the Reform takes close look at China s current transformation and its broader implications Through their thought provoking essays the contributors to this volume dissect China s transformation by examining various topics in the field of contemporary China studies such as rural industrialization development of civic society socio economic transformation and local self governance

Labor Dispute Resolution in China Virginia Harper Ho, 2003

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