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# Basic Principles Of Civil Law In China

**Jianhua Zhong, Mark Williams**



## **Basic Principles Of Civil Law In China:**

**Basic Principles of Civil Law in China** David M Jones,2019-07-25 This is an abridged translation of the principal Chinese textbook on civil law which was published as part of the restructuring of China's legal system following the Third Plenum of the Chinese Communist Party in late 1978 Because the closest thing China has to a civil code the General Provisions of Civil Law enacted in 1986 is very incomplete this treatise is an authoritative source on the subject Basic Principles of Civil Law in China translates those portions of the Chinese text that are likely to be most useful for foreigners dealing with China such as material on contracts torts joint ventures negotiable instruments and technology transfer It also contains general material on such matters as agency and partnership the general principles of juristic persons and statutes of limitations

**Basic Principles of Civil Law in China** William C. Jones,1989 This is an abridged translation of the principal Chinese textbook on civil law which was published after the Third Plenum of the Chinese Communist party in 1978 This book concentrates on areas likely to be of interest to foreigners such as contracts joint ventures and technology transfer

Research on the Laws of Contemporary China Volume 3 Chen Su,2018-03-31 Just like the history of the PRC the study of jurisprudence over the past 60 years since 1949 has prospered in hard times developing steadily and making brilliant achievements with each passing day The book describes in general terms China's jurisprudence research over the past 60 years showing the status and evolution process of the new China's jurisprudence in various development stages analyzing the background and reason for the formation and evolution of important theories in the course of studying jurisprudence And it analyzes how theoretical achievements have been manifested in the development and growth of jurisprudence and these achievements practical value It is expected that the book help readers have a clear impression on the development path of China's jurisprudence to learn the experience of researchers who have devoted their hard efforts and wisdoms to the development process of China's jurisprudence and to experience the impulse of the rule of law era along with the destiny of the PRC Subject Chinese Law

General Principles of Civil Law of the People's Republic of China China,1986 *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

**Jurisprudence and Practical Logic of Civil Code** Xianzhong Sun,2024-11-06 This book is a collection of articles that the author has pondered for a long time on the legal theory and practice of China's civil law It mainly discusses the systematic scientific and practical issues of Chinese civil law At the macro level it covers the relationship between the general provisions and the specific provisions of the Civil Code the introduction decline and revival of the Pandekton system

in the process of drafting the Civil Code in China and the important position of the Civil Code in the national governance system at the meso level it analyses the legislative arrangement and practical significance of the real right of the Civil Code at the micro level it explains the attribute of unauthorised disposal and the legal basis for the abolition of this clause in the Contract Law

**General Principles of the Civil Law of the People's Republic of China** National People's Congress,2021-04-11 The General Principles of the Civil Law of the People s Republic of China serves as a foundational text articulating the civil law framework in China reflecting a pivotal shift in legal scholarship post 1978 economic reforms This comprehensive document combines both traditional Chinese legal concepts and modern legal practices employing a clear and precise style that is accessible to both legal professionals and scholars Contextually it emerges from a period when China was undergoing rapid modernization and globalization necessitating a codification that harmonizes domestic legal frameworks with international standards thus paving the way for future legal developments in civil rights and obligations The National People s Congress as the primary legislative body in China undertook the monumental task of codifying civil law to establish a robust legal infrastructure that supports economic growth and social stability Given the profound societal transformations during the late 20th century their collective expertise in law and governance reflects a consensus aimed at fostering legal clarity and promoting justice within a socialist market economy This work correlates closely with the modernization agenda that sought to balance state control with civil liberties I highly recommend this text to anyone invested in understanding the evolution of Chinese law It is essential for legal scholars practitioners and policymakers interested in the adaptation of civil law within a socialist context as well as for those examining the intersections of law economy and society in contemporary China

*Doing Business In China* Michael J. Moser ,Fu Yu,2014-04-01 *Doing Business in China* provides over 3 000 pages of extensive and comprehensive analysis on Chinese business and commercial law and practice This work is the most thorough reference and guide to all major areas of business law and investment in the People s Republic of China and offers a wide ranging analysis and commentary on Chinese business laws For over thirty years *Doing Business in China* has been one of the premier sources of practical information and analysis on issues affecting foreign investment in China This multi volume treatise captures the collective experiences and knowledge of prominent practitioners and business and legal experts with respect to the essential areas of PRC investment and commercial law Designed for those who are either planning to invest in China or who already have an established presence *Doing Business in China* provides a detailed examination of all relevant legislation and practice in China that affects business and investment It also closely examines key issues and potential pitfalls involved in all areas of business and investment

**The Emerging Framework of Chinese Civil Law** ,1989 **China's Civil and Commercial Law** Henry R. Zheng,1988 **Good Faith Obligation** Alex Wan,Peng Guo,2024-09-10 This book provides a study on the relevance of good faith obligation with a specific focus on Australia and China Good faith has been hailed as one of the most important unresolved contractual issues in contract law

There have been numerous judicial approaches over the years to articulate a baseline for good faith application however the direction taken in dealing with this important issue is generally unsatisfactory both in producing a coherent understanding of the role and sustaining a uniform application of good faith in contracts This book concentrates on examining whether the continued relevance of good faith in arm s length contractual relationships based on the reasonable expectations of the contracting parties can be maintained To accomplish this good faith is examined by revisiting the legal approaches from a comparative perspective in understanding whether there is a continuing role for good faith in commercial contracts

*Chinese Law and Legal Theory* Perry Keller,2001 A selection of articles concerning Chinese Law and Legal Theory which reflects the diversity of contemporary approaches to the study of law in Chinese Society and the high standards of scholarship in this area

*Foreign Trade Contract Law in China* Jianhua Zhong,Mark Williams,1998 Foreign Trade Contract Law in China offers a comprehensive account of foreign trade contracts under PRC law As a result of the recent and rapid growth in China s international trade foreign managers need to understand the import and export rules when dealing with their counterparts in the PRC Knowledge of the specific drafting requirements and legal forms is an essential part of foreign trade transactions Provides explanation and guidance to the necessary procedures required to ensure that foreign trade contracts are valid under Chinese law

**Chinese Law of Personality Rights I** Wang Liming,Shi Jiayou,2022-07-29 This volume is a collection of up to date authoritative essays on China s Law of Personality Rights its impact in practice and its legal background The Law of Personality Rights was enacted in China in May 2020 the first time that the Law has been legislated as an independent part of the Civil Code of the People s Republic of China marking an unprecedented step in protecting the personality rights of citizens As the first volume of a two volume set that elucidates the theory practice and codification experience of the Law in China the book examines the basis for the Law as a standalone part of the Civil Code its overall framework and the delimitation and formation of the Law In terms of practical aspects the contributors delve into institutional arrangements the relationship between human rights and personality rights and the relationship with laws on tort liability as well as those pertaining to marriage and the family The book will be an essential reference to scholars and students studying civil law continental law Chinese law and the legal protection of personality rights

**International Law in China** Zhaojie Li,1997 Today different attitudes of various nations towards international law different forms of civilization history and tradition have been exerting themselves as never before on the development of international law Accordingly a comprehensive study of these attitudes and a profound exploration and identification of factors of decisive importance for the formation and development of these attitudes are indispensable to and vitally important for the future development of international law The present study focuses on one country namely China This study attempts to make as comprehensive and inquiry as possible and over an extensive time scale into the Chinese attitude towards international law from a broad world order perspective

China Business Law Guide ,2005 This guide presents a comprehensive overview of business law in the

People's Republic of China and the implications for foreign companies operating there. It provides analysis of all pertinent business laws and their practical implications with special emphasis on the legal system: constitutional, criminal, and civil law; business organizations; contract law; technology transfer; foreign investment; representative offices; foreign exchange control; banking and finance; dispute settlement; bilateral investment treaties; taxation; insurance and labour; intellectual property; import and export countertrade; land law; special investment areas; precedents and forms; environmental protection and administrative law. □□□□□□□□□□ □□□,1999      General Principles of Civil Law Jianyuan Cui,2021. The General Principles of Civil Law are the basic rules governing the civil code and also the most abstract part of the civil law. Based on an in-depth grasp of the development trend of foreign legislation and theoretical research on these principles, this book comprehensively sorts out and summarizes their legislative and judicial practice experience and clearly defines the basic categories of civil law. It studies the compilation of the General Principles of Civil Law of China from specific to abstract, from procedures to entities and from principles to rules. The book includes not only the introduction and elaboration of the general principles of civil law but also the differentiation and analysis of the relationship between civil law and the constitution, commercial law, intellectual property law, administrative law, and civil procedure law. It deals with several pairs of relationships that must be corrected in the compilation of the Chinese Civil Code: the boundaries of administrative contracts and their determination basis; the background factors of the transplantation of the civil law system and internal harmony issues; sanctions; agency systems; guarantees of debts; statute of limitations; and other issues. Its in-depth and meticulous research not only lays a solid theoretical foundation for the compilation of the Chinese Civil Code but also has important guiding significance for judicial practice. Publisher      *Journal of Chinese Law* ,1995      **The Contemporary Review** ,1921

## **Basic Principles Of Civil Law In China** Book Review: Unveiling the Magic of Language

In an electronic digital era where connections and knowledge reign supreme, the enchanting power of language has become more apparent than ever. Its ability to stir emotions, provoke thought, and instigate transformation is truly remarkable. This extraordinary book, aptly titled "**Basic Principles Of Civil Law In China**," written by a highly acclaimed author, immerses readers in a captivating exploration of the significance of language and its profound effect on our existence. Throughout this critique, we will delve into the book's central themes, evaluate its unique writing style, and assess its overall influence on its readership.

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