



世民律師事務所 SHIMIN LAW OFFICES

Shimin Law Offices and Peking University Center for Competition Law Jointly Hosted a Discussion Forum on the Study of Legislation against Commercial Bribery

A discussion forum on the study of legislation against commercial bribery was successfully held at Peking University by Shimin Law Offices (“Shimin”) and Peking University Center for Competition Law on November 23, 2014. Twenty-one experts including scholars from universities and academic institutions, officials from administrative authorities, prosecutors, judges, enterprises’ representatives and practicing lawyers participated in the forum. The experts engaged in heated discussions and offered a broad range of perspectives on how to improve the current legislation against commercial bribery.

A task force composed of legal experts from judiciary, academia, and private practice was formed [WHEN] to study the shortcomings of the current commercial bribery regime in China and to propose amendments to different bodies of relevant law.

Mr. Jiangping Xiao, Associate Professor and Director of Peking University Center for Completion Law began the discussion forum by introducing the task force and inviting several members of the task force to report on the results of the team’s study. Mr. Yang Yang, lawyer of Shimin, Ms. Jing Xiong, Judge of Beijing No. 3 Intermediate People’s Court, Ms. Xian Zhu, Prosecutor of Beijing People’s Procuratorate, and Mr. Dong Zhang, lecturer of China University of Politic Science and Law, reported on the status of the task force’s study.



Mr. Yang Yang of Shimin offered an in-depth analysis on the topic of how to determine the parties of a commercial bribery case in practice and explored complicated issues that may arise when multiple parties are involved in a case. Mr. Yang also put forward suggestions on how to improve legislation and law-enforcement from a practitioner's perspective. Ms. Yanyan Shi, another lawyer of Shimin, elaborated on the relationship between the PRC Law against Unfair Competition and the PRC Criminal Law in the anti-bribery arena and the impact such a relationship has upon the development of ethics and morality in the society.

Mr. Shikun Gao, partner of Shimin, presided the session of expert opinion exchanges. Ms. Xiaoye Wang, researcher at the Institute of Law at the Chinese Academy of Social Sciences, Mr. Hongwei Wu, professor at Renmin University of China School of Law, Mr. Shouwen Zhang and Mr. Jiancheng Wang, professors at Peking University School of Law, and Ms. Changhong Du, division chief of the Fair Trading sub-bureau of State Administration for Industry and Commerce, share their opinions during the session.



As the only law firm member of the task force, Shimin was pleased to be able to share its analysis from a practical perspective based on its experience servicing foreign companies that face Chinese commercial bribery compliance issues on a daily basis. Through meaningful communication and cooperation with governmental authorities, academic and research institutions, and industry-leading enterprises, Shimin aims to contribute to the improvement of the Chinese competition law legislation and the realization of rule of law in China.



If you have any questions, please contact us: info@shiminlaw.com