

China Law Deskbook A Legal Guide For Foreign Invested Enterprises

Doing Business in China
International Family Law Deskbook
Legal Information Alert
American Book Publishing Record
The ALA Guide to Researching Modern China
International Commercial Arbitration in Asia
Mediation in the People's Republic of China and Hong Kong (SAR)
The John Marshall Journal of Computer & Information Law
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With massive growth taking place in the real estate industry, how can China develop a free market and private ownership of land while still officially subscribing to Communist ideology? This study uses fieldwork interviews to establish how the Chinese real estate market operates in practice from both legal and business perspectives. It describes how the market functions, which laws are applicable and how they are applied, and how a nation can achieve dramatic economic growth so rapidly while its legal system is so unsettled. The book demonstrates how China is drawing on the world for ideas while

retaining a domestic system that remains essentially Chinese, and how the recent revitalization of China's real estate market has confounded the predictions of many developments economists.

The ALA Guide to Researching Modern China

This new look at Chinese law and society reflects the “triple anniversary” that 2009 will mark for Chinese law reform. In 1979, the People's Republic of China embarked on a dramatic new phase of legal transformation; thirty years before that, in 1949, Mao announced the creation of the PRC itself, another moment of legal reorientation; and thirty years before that, in 1919, the May Fourth Movement also had legal reform at its core, as thousands of protesters in Beijing erupted at the refusal Western powers to acknowledge that China's legal system was no longer inadequate and uncivilized. This claim--that China's legal system is inadequate and uncivilized in--remains in play today, particularly in respect of how China approaches the rule of law and human rights. Professor Head's new book (following his earlier work, *Law Codes in Dynastic China*) examines these issues by focusing on modern China's “legal soul”--by which he means the set of fundamental and animating legal principles or values that give a society its unique spirit and character. His lively and insightful comparison of contemporary Chinese law with dynastic Chinese law--readily accessible by (and written for) non-specialists--addresses these central questions: (1) what sort of a “rule of law” does today's Chinese legal system hope to achieve against its ages-old Legalist-Confucianist background; and (2) is there any modern correlative to the Imperial Confucianism that gave dynastic China its “legal soul,” or is today's China “soul-less,” as some would claim? In addressing these questions, Head insists on looking beyond easy assumptions and assertions found in much Western legal literature about China and its law; instead, he relies heavily on leading contemporary legal scholars at Chinese universities and their views on politics, constitutionalism, and rule of law in China.

International Commercial Arbitration in Asia

The rapid and continuing development of the Chinese economy and its markets has made business with China an integral component of the strategies of countless foreign companies, regardless of their size or form. However, in order to turn opportunities into successful enterprises, managers need a practical guide on the legal aspects of conducting business in China, and on the strategies for effectively circumventing unnecessary risks while simultaneously using the legal system to strengthen operations and protect interests. This remarkable book provides the necessary insight and guidance to devise a corporate strategy, and to tackle issues relating to common aspects of doing business with Chinese counterparts, investing in a Chinese enterprise, and engaging in business operations there. Drawing on expertise gained during eight years in China serving the legal needs of foreign companies, the author shows how many of the mistakes that foreign companies make can easily be avoided by conducting a proper due diligence and understanding how applicable laws work in practice.

He clearly describes the opportunities and pitfalls exposed as a foreign investor engages with such elements of business in China as the following: negotiating a detailed written contract; performing a legal and commercial due diligence on a prospective partner; resolving disputes through negotiation, arbitration or litigation; establishing and enforcing trademarks, patents and other intellectual property rights; investing in China; considering the joint venture structure; expanding through a merger or acquisition; restructuring or liquidating an operation; designing and implementing effective corporate governance; retaining, managing and terminating employees; arranging funds into and out of China; ensuring both tax efficiency and tax compliance; and avoiding criminal liabilities in the course of doing business. Whether seeking to source from China or to establish manufacturing facilities in China to produce for export, to sell products or services on the domestic market, or even just to act as a conduit between China and the outside world, business managers and their counsel from all over the globe and across all industries will benefit enormously from this deeply informed, insightful, and practical guide

Mediation in the People's Republic of China and Hong Kong (SAR)

The John Marshall Journal of Computer & Information Law

Inside China's Legal System

The Essentials of Merger Review provides detailed descriptions of antitrust and competition laws regulating mergers, acquisitions, joint ventures, and other relevant transactions in more than 60 jurisdictions. This in-depth guide serves as a major reference for in-house and outside counsel involved with both cross-border transactions and local transactions that may produce extraterritorial effects. Reviews of both the procedural and substantive issues involved in filing a notification and requesting approval are discussed. From Albania to Vietnam and many jurisdictions in between, the authors present the major decisions, leading cases, statistics, and latest developments in merger review around the globe.

An Introduction to the Legal System of the People's Republic of China

GPsolo

This 800-page reference work serves as a practical, easy-to-use reference source, as well as a guide to status, Uniform Law

sections, and cases you may need to read and cite. Lawyer's Desk Book serves as a quick summary reference of the basic rules of legal practice, keeping you up to date on the latest statutory developments and case law. The book focuses on problems attorneys face on a regular basis while reflecting today's realities, including issues evolving from the shift from paper-based legal practice to one that's computer-based. Coverage also includes more traditional areas such as criminal law, family law, and more. Lawyer's Desk Book is a must-have for the practicing attorney of anyone preparing for practice.

Northwestern Journal of International Law & Business

Focusing on the strategic and practical aspects of handling a transnational case, this resource first discusses the essentials, e.g., finding the right lawyer for the job overseas and communicating with foreign clients and lawyers. It then addresses the strategic decisions and practice tools necessary to successfully initiate, defend, and conclude a transnational case.

The International Law News

Provides general overview and addresses three major areas of interest for all importers (compliance, enforcement, trade security). The book covers: -Fundamental elements of lawful importation, i.e., the importation process itself, classification, valuation, marking, and duty savings opportunities -Importer's recordkeeping obligations -Administrative and judicial review of CBP's decisions -CBP's auditing of importers' operations to determine compliance -Liquidated damages, penalties, and seizures -Government efforts to assure cargo security in aftermath of September 11.

International Franchise Sales Laws

Guide to International Legal Research

Competition Laws, Globalization and Legal Pluralism

This book reviews and analyzes the international treaties that form the basis for reciprocal relationships between the United States and more than eighty-five nations, focusing on their definition of the law applicable to transnational family issues in the United States.

Bimonthly Review of Law Books

Understanding Labor and Employment Law in China

China's legal system is vast and complex, and robust scholarship on the subject is difficult to obtain. Inside China's Legal System provides readers with a comprehensive look at the system including how it works in practice, theoretical and historical underpinnings, and how it might evolve. The first section of the book explains the Communist Party's utilitarian approach to law: rule by law. The second section discusses Confucian and Legalist views on morality, law and punishment, and the influence such traditional Chinese thinking has on contemporary Chinese law. The third section focuses on the roles of key players (including judges, prosecutors, lawyers, and legal academics) in the Chinese legal system. The fourth section offers Chinese legal case studies in civil, criminal, administrative, and international law. The book concludes with a comparison of China's fundamental governing and legal principles with those of the United States, in such areas as checks and balances, separation of powers, and due process. Uses extensive legal materials and historical documents generally unavailable to Western based academics Gives insider knowledge, including first-hand experience teaching law, and close involvement with judges, attorneys, and law professors in China Analyses legal issues from historical and cultural perspectives holistically

Lawyer's Desk Book

China Law Deskbook

The Intellectual Property Deskbook is intended to serve as the business lawyer's starting point for issue identification, perspective, and resources in dealing with intellectual property issues and assets, whether in the context of structuring and consummating transactions or in the day-to-day counseling of clients. It is specifically designed to become the go-to reference for beginning the analysis, refreshing the memory, or seeking direction for in depth research on the wide range of IP-related issues.

China's Changing Legal System

In telling the story of Law Codes in Dynastic China, John Head and Yanping Wang offer a bird's eye view of Chinese legal history from the earliest dynasties to the last. They survey the majestic sweep of China's legal tradition by allowing the details to emerge from the works of many scholars and then connecting those details in a storyline that revolves around a unifying theme: legal codification. In this way, Law Codes in Dynastic China brings to life such characters as the Duke of

Zhou, Confucius, Khubilai Khan, and dozens of other emperors, rebels, scholars, and eunuchs. The book also illuminates the great movements and philosophies of China — Imperial Confucianism, Legalism, correlative cosmology, Daoism, and others — all in order to reveal both the spirit and the practicalities of law in dynastic China. This new one-volume text will prove valuable not only for researchers in the areas of Chinese law, legal history, and Chinese history, but also for students in a variety of undergraduate and graduate programs and for legal practitioners whose work calls for them to have a historically-based understanding of China's legal culture. For all readers, the book provides comprehensive citation to authorities and sources for further study — with special emphasis on recent findings and translations. Moreover, for the general lay reader, the book offers a fascinating look at the intersection of three paths of literature and learning: law, history, and China. In doing so, it facilitates a broader appreciation of contemporary China as well.

Vanderbilt Journal of Transnational Law

Law Codes in Dynastic China

Building upon a theoretical framework and empirical research, this book provides a thought-provoking analysis of the interests, strategies and challenges that China has faced in developing its Anti-Monopoly Law (AML) in the context of economic globalization. The book comprises three main parts: Part I reviews the directions of convergence of global competition law; Part II provides a contextual analysis of China's market governance and its strategic interests; and Part III examines the latest enforcement of the Anti-Monopoly Law by focusing on the interactions between global actors and China, the relationships between Chinese competition and sectoral regulators, and the enforcement of global competition law norms in the Chinese context. This book is one of the first to provide a critical understanding of China's experience as a new competition regulator, set against the background of the plural sources of global competition laws.

Russia Corporate, Financial, and Commercial Law

Chinese Commercial Law

U.S. Customs

Covering modern China, not just Chinese culture from an historical perspective, this important new book fills a sizeable gap

in the literature.

International Aspects of U.S. Litigation

While much international attention has been focused on China's developing economy, dramatic changes are also taking place in its legal system. This book is a groundbreaking, comprehensive introduction to China's legal system, covering the major areas of both civil and criminal law. The authors present fascinating cases and balanced accounts of controversial issues, from copyright law to punishment. By letting Chinese lawyers and judges speak for themselves, the authors also allow readers a surprisingly candid insider's view of real life legal practice.

Intellectual Property Deskbook for the Business Lawyer

Continued economic prosperity in China and its international competitive advantage have been due in large part to the labor of workers in China, who for many years toiled in underregulated workplaces. More recently, labor law reforms have been praised for their progressive measures and, at the same time, blamed for placing too many economic burdens on companies, especially those operating on the margins, which in some cases have caused business failures. This, combined with the global downturn and the millions of displaced and unemployed Chinese migrant laborers, has created ongoing debate about the labor laws. Meanwhile, the Chinese Union has organized many of the Global Fortune 500 companies, and a form of collective bargaining is occurring. Workers are pursuing their legal labor rights in increasing numbers. This book provides a clear overview of the labor and employment law environment in China and its legal requirements, as well as practices under these laws used to deal with labor issues.

Recent Acquisitions

Current Law Index

Drawing on his several years as counsel for a multinational corporation China during the late 1990s, Chow (law, Ohio State U.) outlines the Chinese legal system. He describes its history, the constitution, the role of various official and unofficial parties, and laws regarding various aspects of life and business. Annotation b2004 Book News, Inc., Portland, OR (booknews.com).

Index to Legal Periodicals & Books

China's Legal Soul

This book explores the mediation systems of mainland China and Hong Kong. Although no mediation law currently exists in either system, there are various provisions and institutional rules referring to mediation. In order to understand the distinct legislative mediation approach in both systems, the historical development of mediation is examined. In addition, the involvement of the judiciary and the mediation areas of the People's Republic of China (PRC) and Hong Kong are covered. The author sets out the differences and similarities between the two systems and concludes that the "one country, two systems" principle also applies to PRC's and Hong Kong's mediation systems: one country, two mediation systems. As mediation is increasingly used to settle commercial disputes, and as China's role in international commerce is becoming pivotal, a book that specifically deals with mediation in China cannot fail to be of importance to anyone interested in mediation.

International Litigation Strategies and Practice

This treatise brings together some of Asia's foremost scholars and practitioners to provide an in-depth commentary on the laws and institutions involved with commercial arbitration in each of Asia's leading trading nations: China, Hong Kong, Indonesia, Japan, Korea, Malaysia, Philippines, Singapore, Taiwan, Thailand, and Vietnam. Each chapter covers not only the laws, procedures, institutions and customs affecting international commercial disputes, but also the differences between Western and Asian clients in the assignment of importance to each factor in the decision making process. The accompanying CD-Rom is devoted to original source materials, such as institutional and national rules and national legislation.

The Essentials of Merger Review

China law reporter

Transnational law & contemporary problems

Includes bibliographical references and index.

Journal of Transnational Law & Policy

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