

**City University of Hong Kong**

**Information on a Course  
offered by School of Law  
with effect from Semester A in 2014/2015**

---

---

**Part I**

**Course Title:** Fundamentals of China's Business Law

**Course Code:** LW5964

**Course Duration:** One semester

**Credit Units:** 3

**Level:** P5

**Medium of Instruction:** English

**Prerequisites:** Nil

**Precursors:** Nil

**Equivalent Courses:** Nil

**Exclusive Courses:** Nil

**Part II**

**Course Aims**

This course aims to offer examination and analysis of China's important business laws and regulations. Through the study of this course, students will obtain a general understand of Chinese business laws and be able to identify a business law related legal issues.

## Course Intended Learning Outcomes (CILOs)

*Upon successful completion of this course, students should be able to:*

No.	CILOs	Weighting (if applicable)	Alignment of CILOs with PILOs	
			Stream	PILO No. Contributed to
1.	<b>Identify, analyse and critically explain</b> the historical, theoretical, economic and cultural basis of China's business law system.	30%	IEL	1-2
2.	<b>Analyse and critically evaluate:</b> <ul style="list-style-type: none"> <li>✧ issues and concerns in the field of Chinese Contract Law.</li> <li>✧ issues and concerns in the field of Chinese Company Law, Chinese Partnership Law and Chinese Sole Proprietorship Law.</li> <li>✧ issues and concerns in the field of Chinese Bankruptcy Law</li> <li>✧ Chinese Negotiable Instruments Law and Chinese Securities Law.</li> <li>✧ Issues and concerns in the field of Chinese Insurance Law.</li> </ul>	35%	IEL	1-3
3.	<b>Apply</b> the principles of Chinese business laws to <b>solve legal problems</b> by <ul style="list-style-type: none"> <li>✧ researching issues of Chinese business laws; discovering and resolving problems concerning relevant issues</li> <li>✧ communicating their solutions clearly, coherently and accurately and creatively use this knowledge for further research</li> </ul>	35%	IEL	1-4

## Teaching and Learning Activities (TLAs)

(Indicative of likely activities and tasks designed to facilitate students' achievement of the CILOs. Final details will be provided to students in their first week of attendance in this course)

CILO No.	TLAs	Hours/week (if applicable)
CILO 1	<p><i>Reading of cases and other material, and research</i></p> <ul style="list-style-type: none"> <li>Students will acquire knowledge of the substantive rules of business laws covered in the syllabus</li> <li>Preparation outside the class</li> </ul> <p><i>Seminars by the instructor</i></p> <ul style="list-style-type: none"> <li>Students will be given guidance on their reading and research for their seminars and presentations. Students will, by responding to questions and performing exercises, develop their analytical and critical capabilities and discuss important issues of liability pertaining to topics covered in the syllabus.</li> </ul> <p><i>Seminars</i></p> <ul style="list-style-type: none"> <li>Instructor will introduce students to issues and concerns and aspects of the operation of the substantive rules of Chinese business laws.</li> </ul>	3 hours/week or a total of 39 hours of block teaching
CILO 2	<p>Preparation for seminars</p> <ul style="list-style-type: none"> <li>Students will be given assignment to do research on issues of Chinese business laws.</li> </ul> <p>Presentations</p> <p>Students will give presentations on selected topics in which they will scrutinise, analyse and evaluate issues and concerns in the field of Chinese business law.</p>	
CILO 3	<p><i>Seminars</i></p> <ul style="list-style-type: none"> <li>Instructor will show how legal problems are solved by applying Chinese business laws.</li> </ul>	

## Assessment Tasks/Activities

(Indicative of likely activities and tasks designed to assess how well the students achieve the CILOs. Final details will be provided to students in their first week of attendance in this course)

AT No.	Type of Assessment Tasks/Activities	Weighting (if applicable)	CILO Assessed	Remarks
AT 1	Coursework, seminars and presentations	50%	2, 3	
AT 2	Examination	50%	1-3	3 hours

Students must obtain a minimum mark of 40% in both coursework and examination and an overall mark of 40% in order to pass the course.

**Grading of Student Achievement:** Standard (A+, A, A-...F). Grading is based on student performance in assessment tasks/activities.

## Part III

### Keyword Syllabus

Business law, contract, company, partnership, sole proprietorship, bankruptcy, negotiable instruments, securities, insurance.

### Detailed Syllabus

1. Review of the evolution of the business laws in China against the background of globalization with emphasis on the historical, economic, cultural and legal basis on which the business law system was established;
2. Chinese Contract Law;
3. Chinese Company Law;
4. Chinese Partnership Law and Chinese Sole Proprietorship Law;
5. Chinese Bankruptcy Law
6. Chinese Negotiable Instruments Law;
7. Chinese Securities Law;
8. Chinese Insurance Law;

### Recommended Reading

#### Text(s)

Wang Guiguo, Wang's Business Law of China, 4<sup>th</sup> ed., (Hong Kong: LexisNexis, 2003)

Gu Minkang, Understanding Chinese Company Law, 2<sup>nd</sup> ed., (Hong Kong: The University of Hong Kong Press, 2010)

Bu Yuanshi, Chinese Business Law, (München, Germany: C.H. Beck; Oxford, U.K.; Portland, OR: Hart Pub.; [Baden-Baden]: Nomos, c2010)

Zhang Xiaoyang, Chinese Civil Law for Business, (Hong Kong: Open University of Hong Kong Press, c2013)

Charles W.L. Hill, Global Business Today, (New York: McGraw-Hill Irwin, c2014)

Peter Nayler, Business Law in the Global Marketplace: the Effects on International Business (Oxford: Elsevier Butterworth-Heinemann, 2006)

David P. Twomey, Marianne Moody Jennings, Business Law: Principles for Today's Commercial Environment (Mason, Ohio: Thomson/West, c2008)