

GENERAL TABLE OF CONTENTS

	Page
Sectoral Control of Foreign Investment.....	1
Forms of Foreign Investments.....	33
Strategic Considerations Before Investment.....	131
Setting up Procedures and Documentation	163
Operational Issues.....	273
Foreign Investments In Specific Sectors	505
Merger and Acquisition.....	583
Exit Strategies and Procedures	655
Finding Aids.....	687

<http://www.pbookshop.com>

SECTORAL CONTROL OF FOREIGN INVESTMENT

Industrial sectoral control	
Governing legislation.....	¶1-005
History of control.....	¶1-010
Pre-2001 industrial sector control	¶1-030
<i>Investment Direction Procedures and Industrial Catalogue</i>	¶1-060
2007 <i>Industrial Catalogue</i>	
General introduction.....	¶1-110
Encouraged category	¶1-130
Restricted category	¶1-160
Prohibited category.....	¶1-190
New developments	
The Draft 2011 Industrial Catalogue	¶1-205
<i>Several Opinions on the Further Utilisation of Foreign Capital</i>	¶1-210
Trend in authorities delegating authority to approve foreign-invested projects to lower level counterparts continues	¶1-215
<i>Renewable Energy Law in China</i>	¶1-220
China reaffirms support for foreign investment.....	¶1-230
China loosens restrictions on private investment	¶1-240
<i>Industrial Catalogue And WTO</i>	¶1-600
Increased food safety regulations	
Governing legislation.....	¶1-700
Introduction	¶1-705
Improved Regulation.....	¶1-710
Improved Monitoring	¶1-715
Food Recall Procedures	¶1-720

Improved Enforcement	¶1-725
Summary	¶1-730
PRC Defective Product Recall System	
The new recall system	¶1-750
Tort Liability	
Tort Liability Law	¶1-770
Regional sectoral control	
Regional sectoral control	¶1-900
Life sciences investment	
Life sciences investment	¶1-1000

INDUSTRIAL SECTORAL CONTROL

Governing legislation	¶1-005
History of control	¶1-010
Pre-2001 industrial sector control	¶1-030
<i>Investment Direction Procedures and Industrial Catalogue</i>	¶1-060
<i>2007 Industrial Catalogue</i>	¶1-110
New developments	¶1-205
<i>Industrial Catalogue and WTO</i>	¶1-600

[¶1-005] Governing legislation

- (1) *Regulations on Foreign Investment Guidelines*, enacted by the State Planning Commission and effective as of 1 April 2002 (“*Investment Direction Procedures*”);
- (2) *Catalogue on Industry Guidelines for Foreign Investment*, enacted by the State Development and Reform Commission and the Ministry of Commerce and effective as of 1 December 2007 (“*Industrial Catalogue*”);
- (3) *Law of the People’s Republic of China on Sino-Foreign Equity Joint Ventures*, effective as of 1 July 1979 and revised on 15 March 2001 (“*EJV Law*”);
- (4) *Regulations for the Implementation of Law of the People’s Republic of China on Sino-Foreign Equity Joint Ventures*, enacted by the State Council and effective as of 20 September 1983 and revised on 22 July 2001 (“*EJV Regulations*”);
- (5) *Law of the People’s Republic of China on Sino-Foreign Co-operative Enterprises*, effective as of 13 April 1988 and revised on 31 October 2000 (“*CJV Law*”);
- (6) *Detailed Rules for the Implementation of the Law of the People’s Republic of China on Sino-foreign Cooperative Enterprises*, issued by the Ministry of Foreign Trade and Economic Cooperation and effective as of 4 September 1995 (“*CJV Regulations*”);
- (7) *Law of the People’s Republic of China on Wholly Foreign-owned Enterprises*, effective as of 12 April 1986 and revised on 31 October 2000 (“*WFOE Law*”);
- (8) *Detailed Rules for the Implementation of Law of the People’s Republic of China on Wholly Foreign-owned Enterprises*, issued by Ministry of Foreign Trade and Economic Cooperation, effective as of 12 December 1990 and revised on 12 April 2001 (“*WFOE Regulations*”); and
- (9) *Catalogue of Priority Industries for Foreign Investment in Central and Western Region*, jointly issued by National Development and Reform Commission and Ministry of Commerce, effective as of 1 January 2009 (“*Regional Catalogue*”).

[¶1-010] History of control

For the first 30 years following the founding of the People’s Republic of China (“PRC” or “China”), China prohibited any participation by foreign capitalists in its economic development. The first cracks in this wall were planted in the Second Session of the Fifth National People’s Congress in 1979. This meeting marked the start of China’s opening up to the world.