

# LAWS 7054 FOUNDATIONS OF CHINESE LAW

**Credit Points** 10

**Legacy Code** 201077

**Coordinator** John Juriansz ([https://directory.westernsydney.edu.au/search/name/John Juriansz/](https://directory.westernsydney.edu.au/search/name/John%20Juriansz/))

**Description** Foundations of Chinese Law is taught intensively at a selected Chinese university. The unit introduces students to the basic structure of the Chinese legal system, its laws and the legal culture. Through seminars and field trips to Chinese courts and law firms, the unit aims to develop your understanding of how the Chinese legal system has developed in its political and cultural contexts. It covers the Chinese legal systems at the general level and in relation to specific law, such as contracts, foreign investment law, dispute resolution and procedure. Students will compare and reflect on key themes in Chinese and Australian law and practice.

**School** Law

**Discipline** Law, Not Elsewhere Classified.

**Student Contribution Band** HECS Band 4 10cp

Check your HECS Band contribution amount via the Fees ([https://www.westernsydney.edu.au/currentstudents/current\\_students/fees/](https://www.westernsydney.edu.au/currentstudents/current_students/fees/)) page.

**Level** Postgraduate Coursework Level 7 subject

**Pre-requisite(s)** LAWS 7047

**Restrictions**

The subject is available to students by invitation only. Students must be able to travel to China for a specified period. (Dates for session of offer will be made available to students through the School of Law's regular communication channels). Students must be enrolled in a postgraduate program.

## Learning Outcomes

On successful completion of this subject, students should be able to:

1. Demonstrate advanced knowledge of the general structure of the Chinese legal system and institutions
2. Critically examine the history of legal reform in China in its cultural context
3. Evaluate selected laws and dispute resolution procedures in China
4. Critically reflect on key themes in Chinese and Australian law and legal practice

## Subject Content

1. Chinese legal system and legal institutions
2. China's opening Up policy and law reform
3. The Constitution and Administrative Law
4. Chinese Foreign Trade and Investment Law
5. Commercial Law in China
6. Legal Education, Legal Service and Judicial System in China
7. Chinese legal Culture and Dispute Resolution
8. Comparison of key themes in Chinese and Australian law and practice.

## Special Requirements

Legislative pre-requisites

Relevant visa for China.

Prescribed Texts

- Jianfu Chen, Chinese Law: Context and Transformation (Martinus Nijhoff, 2016).

Teaching Periods