

Chinese Law

UGRA_016216

Departments	Department of International, European Union and Comparative Law, Department of Law
Teaching Languages	English
ECTS	6
Teacher responsible	Prusinowska Monika - monika.prusinowska1@esade.edu

Description

Course contribution to program

The "Chinese Law and Culture 2024/2025" course would contribute to ESADE's curriculum by:

- **Enhancing Global Law Expertise:** It equips students with foundational knowledge of China's legal system, crucial in today's globalized legal landscape.
- **Understanding "Chinese Characteristics":** Explores the unique aspects of Chinese law and its practical application, offering a deeper understanding of legal systems beyond Western models.
- **Developing Comparative Law Skills:** Provides a comparative perspective, allowing students to analyze similarities and differences between Chinese and other legal systems.
- **Preparing for China Interaction:** equips graduates with the skills to navigate legal interactions with China, valuable for future international legal careers.

Short description

Chinese Law and Culture 2024/2025

By Dr. Monika Prusinowska (LL.M. in Chinese Law, Tsinghua University)

Course description: In a continuously globalizing world, it has become increasingly important to have an understanding of basics of China, including its legal system, society and culture, as well as politics and economy. This course is designed to help law students understand the above, with the focus on the basics of Chinese law and China's legal interaction with the rest of the world.

Although the modern Chinese law has been significantly inspired by Western laws, there is a very strong compound of what is commonly referred to as "Chinese characteristics", which is a reflection of the political, economic and social system. This course helps to decode the meaning of it and see how this is applied in practice.

The course offers both theoretical and practical dimensions. It also applies a comparative perspective to embrace both purely Chinese and Sino-foreign perspectives and equip the participants with the skills necessary to interact with China.

Content:

1. A brief introduction to the Chinese history, political system, economy, society and culture;

2. Introduction to Chinese law: the history and modernization, administrative and judicial system, sources of law, law-making in China;
3. Basics of civil, company, administrative, labor and criminal law;
4. China & international legal order – selected issues;
5. Sino-foreign law and business: the key legal issues for foreign businesses interacting with China (including forms of investment, contracts, IP law protection, dispute resolution)
6. Introduction to the intercultural understanding and communication

Assessment:

The course assessment is composed of three elements: 1) a short oral presentation on a selected topic (20%); 2) class participation, including a practical workshop involving cross-cultural communication (30%); 3) a written final exam with two to three questions (50%).

Content

#	Topic
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Assessment

Tool	Assessment tool	Category	Weight %
Other		Retake and ordinary round	

PROGRAMS

113-Law Exchange Program (Undergraduates: Law)
113 Year 1 (Optative)

DD05-Double Degree Program (exchange) (Undergraduates: Law)
DD05 Year 1 (Optative)