SPORTS LAW IN CHINA

JUNXIN KANG JING XIA FENG WU CHUN SHEN YUTIAN LEI



Sports Law in China

Junxin Kang Jing Xia Feng Wu Chun Shen Yutian Lei

This book was originally published as a monograph in the International Encyclopaedia of Laws/Sports Law.

General Editor: Roger Blanpain Associate General Editor: Michele Colucci Volume Editor: Frank Hendrickx



Published by:

Kluwer Law International

PO Box 316

2400 AH Alphen aan den Rijn The Netherlands Website: www.kluwerlaw.com

Sold and distributed in North, Central and South America by:

Aspen Publishers, Inc.

7201 McKinney Circle Frederick, MD 21704

United States of America

Email: customer.service@aspenpublishers.com

Sold and distributed in all other countries by: Turpin Distribution Services Ltd.

Stratton Business Park Pegasus Drive, Biggleswade

Bedfordshire SG18 8TO

United Kingdom

Email: kluwerlaw@turpin-distribution.com

DISCLAIMER: The material in this volume is in the nature of general comment only. It is not offered as advice on any particular matter and should not be taken as such. The editor and the contributing authors expressly disclaim all liability to any person with regard to anything done or omitted to be done, and with respect to the consequences of anything done or omitted to be done wholly or partly in reliance upon the whole or any part of the contents of this volume. No reader should act or refrain from acting on the basis of any matter contained in this volume without first obtaining professional advice regarding the particular facts and circumstances at issue. Any and all opinions expressed herein are those of the particular author and are not necessarily those of the editor or publisher of this volume.

Printed on acid-free paper.

ISBN 978-90-411-4591-8

This title is available on www.kluwerlawonline.com

© 2012, Kluwer Law International BV, The Netherlands

All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording, or otherwise, without written permission from the publisher.

Permission to use this content must be obtained from the copyright owner. Please apply to: Permissions Department, Wolters Kluwer Legal, 76 Ninth Avenue, 7th Floor, New York, NY 10011-5201, USA. Email: permissions@kluwerlaw.com

Printed and Bound by CPI Group (UK) Ltd, Croydon, CR0 4YY.

The Authors	3
List of Abbreviations	19
Preface	21
General Introduction	23
Chapter 1. General Background	23
§1. THE CHINESE ORIGIN OF SPORTS AND SPORTS LAW I. The Origin of Sports of China II. The Origin of Chinese Sports Law A. Customs Stage B. Rules Stage C. Law Stage	23 23 23 23 23 24
§2. THE ORIGIN OF CHINESE SPORTS LAW I. Constitution II. Legislation III. Administrative Rules and Regulations IV. Local Laws and Regulations V. International Treaties and International Customs	24 25 25 25 25 25 26
Chapter 2. Development of Sports Law	27
§1. THE QING DYNASTY	27
§2. DURING THE REPUBLIC OF CHINA	27
§3. THE PEOPLE'S REPUBLIC OF PERIOD	29
Chapter 3. Basic Theory of Sports Law	32
81 SDOPTS LAW	32

II. The Basic Principles of Sports Law A. Sports Should Serve Economic Construction, National	32
Defence and Social Development B. Promote Coordinated Development of Various Sports C. Protect the Sports Rights of Each Sports Subject D. Develop Undertakings of Physical Culture and Sports by	33 33 33
Relying on Science and Technology E. The State Encourages International Exchanges in Sports	34 34
§2. Sports Law System	34
Selected Bibliography	37
Part I. Current Legal Documents of Sports in China	39
Chapter 1. Law of the People's Republic of China on Physical Culture and Sports	39
§1. BACKGROUND AND FORMULATION DEVELOPMENT OF SPORTS LAW I. Background II. Formulation	39 39 39
§2. THE CONTENT OF SPORTS LAW OF PRC I. General Principles A. The Legislative Purpose of the Sports Law B. Sports Authority C. The Principles of Sports Law II. Specific Principles A. Social Sport B. School Sports C. Competitive Sports D. Sports Social Groups E. Protection Ordinances F. Legal Responsibility III. Supplementary Provisions	40 40 40 40 41 41 41 41 42 42 43
§3. MODIFICATION OF 'SPORTS LAW' I. Comprehensive Amendments to Increase the Operability II. To Definite Government, Community Groups and the	43 43
II. To Definite Government, Community Groups and the Relationship between Market PlayersIII. Making and Improving Sports Administrative Law	44
and Sports Organization Law IV. Constructing Sports Dispute Resolution System	44 44

V. From China's National Conditions to Learn from Developed Countries on Legislation of Mature Experience Sports	44
Chapter 2. Current Administrative Rules and Regulatory Documents of Sports in China	46
§1. OUTLINE OF CURRENT ADMINISTRATIVE RULES AND REGULATORY DOCUMENTS OF SPORTS IN CHINA	46
§2. THE INTRODUCTION OF CURRENT ADMINISTRATIVE RULES AND REGULATORY DOCUMENTS OF SPORTS IN CHINA I. The Major Chinese Existing Sports Administrative	46
Regulations	46
A. Public Cultural and Sports Facilities Regulations	46
B. The School Sports Working Regulations	47
C. Popular Fitness Regulations	48
D. Anti-dope Regulations	49
E. Lottery Regulations	49
F. Regulations on the Protection of Olympic Symbols	50
G. Other Sports Administrative Rules and Regulations	51
II. China's Current Major Sports, Legal Documents	51
A. State Council on Accelerating the Development	
of Sports Industry Guidance	51
B. CPC Central Committee and State Council	
on Strengthening Youth Sports to Enhance Young People's	
Views on Physical	52
C. CPC Central Committee and State Council	
on Further Strengthening and Improving the Views	2007/200
of the New Era Sports	53
Chapter 3. Chinese Current Sports Department Regulations	
and Normative Documents	54
§1. OUTLINE OF CHINESE CURRENT SPORTS DEPARTMENT	
REGULATIONS AND NORMATIVE DOCUMENTS	54
§2. CONTENT ABSTRACT OF CHINESE CURRENT SPORTS	
DEPARTMENT REGULATIONS AND NORMATIVE DOCUMENTS	54
I. The Eleventh Five-Year Sports Plan	54
II. Paragliding Management Approach	55
III. Domestic Climbing Management Approach	55
IV. Competitive Shooting Sports Gun Control Measures	55

Cha	pter 4.	Government Regulations and Regulatory Documents of Sports	56
	_	*	
§1.	Overvie	W	56
		CTION OF CHINESE CURRENT LOCAL REGULATIONS, GOVERNMENT REGULATIONS AND REGULATORY	
		NTS OF SPORTS	56
		al Sports Regulations of Local Places	56
		al Regulations on Competitive Sports	57
		al Regulations on Sports Industry	58
		al Regulations on Sports Venues Management	60 61
		al Policies and Norms for Sports Development Other Sports Norms	61
	vi. The	Other Sports Fromis	01
		ON CURRENT LOCAL LEGISLATIONS, LOCAL MENTAL REGULATIONS AND STANDARD DOCUMENTS	
		ts in China	61
		ificance of Local Sports Norms	61
		ciencies and Improvements for Local Sports Law	62
		Government Has Lagged Legislative Conception, and Legislation in Local Sports Is in Low Level	62
		Uneven Development of the Regional Legislation	02
		of Sports	63
		Legislation Imitation Lack of Regional Features	63
Par	t II. Sp	ort and Legal Issues	65
Cha	apter 1.	Sports Civil and Commercial Law Issue	65
81	OVERVIE	ew of Sports Civil and Commercial Law	65
51.		rview of the Civil and Commercial Law	65
		rview of Physical Civil and Commercial Law	65
82	SPORTS	Contract Law	66
32.		Basic Principles of Contract Law	66
		The Concept of Contract Law	66
		Contract	66
	II. Spo	rts and Contractual	67
		The Type of Contract in Sports Market	67
	В.	Sports Legal Regulation of Contract	67
§3.	SPORTS	TORT LAW	69
<u>J</u>	I. Out		69
	A.	Tort Law and Sports Tort	69

		1. Tort Law	69
		2. The Concept of Tort	69
		3. The Constituent Elements of Tort	69
		4. The Principle of Attribution of Tort	70
		5. Civil Liability of Tort	70
	В.		70
II.		rt of Sports Injury	71
		Sports Injury Tort Liability	71
		1. Outline	71
		2. The Scope of the Exemption for Sports Injuries	71
		3. Competition Sports Injury Imputation Principle	, 1
		of the Infringement	71
		a. The Principle of Fault Liability	71
		b. The Identification of Fault in Sports Injuries	71
	В.	School Sports Injury Legal Issues	72
		Concept Definition	72
		2. School Sports Injury Treatment Laws and Regulations	72
		3. Attributable Principle of School Sports Injuries Accident	73
III.	Spo	orts and Personality Rights	73
	A.	Sports News and Sports Celebrity Personality	74
		Sports Celebrity Personality Rights	74
		a. Sports Celebrities	74
		b. Content of the Personality Right Sports Celebrity	74
		2. Personality Rights Violations Identification	
		of Sports Celebrity News	74
		a. The Identification of Infringement by Sports News	, .
		on the Reputation Right	74
		b. The Identification of Infringement by Sports News	
		on the Portrait Right	74
		c. The Identification of Infringement by Sports News	
		on the Privacy Right	75
		d. The Identification of Infringement by Sports News	
		on the Name Right	75
	В.	Sports Celebrities Commercial Personality Rights	75
		The Concept of Commercial Moral Rights	76
		2. The Protection of Commercial Personality	
		Rights Object	76
		3. The Rights Holders of Sports Celebrity's	
		Commercial Personality Right	76
IV.	Spo	orts Intellectual Property Law	77
	A.		77
		1. The Concept and Scope of Intellectual Property	77
		2. Concept of Sports Intellectual Property Rights	77
		3. Contents of Sports Intellectual Property Rights	78
		a. Copyright of Sports	78
		b. Sports Franchises	78
		c. Sports Trademark Right	79

d. The Legal Protection of Intellectual Pro	operty Rights
on Sports	79
B. Rights Issues Related to Sports Logo	80
1. Concept of the Sports Logo and Rights of	Sports Logo 80
a. The Implication of Sports Logo	80
b. The Implication of Sports Logo Rights	80
2. The Legal Protection of Sports Logo Right	ts 80
a. Protection of Legislation	80
i. Law	80
ii. Administrative Regulations	81
iii. International Treaties	81
b. Judicial Protection	81
C. Sports Broadcast Rights	82
 The Concept of Sports Broadcast Rights 	82
China's Sports Broadcast Rights Legal Pro	
a. Copyright Law's Protection	82
b. Contract Law's Protection	82
c. Criminal Law's Protection	83
d. Executive Protection	83
Chapter 2. Sports Criminal Law Issue	84
1. THE PRODUCTION OF SPORTS CRIME PROBLEM	84
2. CRIMINAL LAW OF SPORTS AND SPORTS PENOLOGY	85
3. THE LEGISLATION OF CHINA'S SPORTS CRIME	87
4. THE CLASSIFICATION OF SPORTS CRIMES IN CHINA	88
I. Classification by the Standard of the Object	89
II. Classification by the Standard of the Subject	90
III. Classification by the Standard of with or without	
Relationship of the Post	90
5. THE APPLICATION OF CRIMINAL LAW ON SPORTS	91
I. Sports Violence	91
II. Black Whistling and Bribery	92
III. Doping	93
A. The Legislation of Doping Control in China	93
B. The Problems in Practice	95
IV. The Problem of Gambling	96
V. Other Possible Behaviours Involving Crime	97
Chapter 3. Sports Administrative Law Issue	99
1. BASIC CONTENT OF SPORTS ADMINISTRATIVE LAW	99

	 I. Introduction II. The Concept of Sports Administrative Law III. The Nature of Sports Administrative Law IV. The Sources of Administrative Law Sports A. Formal Sources B. Informal Sources V. The Basic Principles of Sports Administrative Law 	99 99 99 100 100 100
§2.	THE ESTABLISHMENT OF SPORTS ADMINISTRATION LAW I. The Establishment of Sports Administration Law A. The Sports Legislative System in China B. The Basic Principle of Sports Administration Legislation II. The Procedures of Sport Administration Legislation III. Cleaning and Assembly of Sports Administration Law	101 101 101 101 102 102
§3.	SPORTS REWARD I. The Principles of Sports Administrative Reward II. The Contents and Forms of Sports Administrative Reward A. Reward Content B. Reward Forms C. Reward Procedure	102 102 102 102 103 103
§4.	 THE LEGAL SYSTEM OF SOCIAL SPORT I. The Framework and Management of Social Sport A. The National Management of Social Sport B. The Social Organizations Management of Social Sport 1. The Management of the Social Group 2. The Management of the Base Social Organizations from Cities and Counties 3. The Management of the Administrative Departments and Public Institutions 	103 104 104 104 104 104
§5.	II. The Outline of the Nationwide Body-Building Plan SCHOOL SPORTS LEGAL SYSTEM I. The Organization and Management of School Sports A. Macro-Management B. Micro-Management 1. Physical Education Teaching 2. Extra-Curricular Sports Activities 3. After-School Sports Training 4. School Sports Competitions 5. The Relevant Provisions of Physical Education Teachers	105 105 105 106 106 106 107 107
	6. The Treatment of Physical Education Teachers7. The Relevant Provisions of Sports Fields	107
	and the Equipment and Facilities	107

§6.	HE LEGAL SYSTEM OF COMPETITIVE SPORT	108
	I. The Organization and Management of Competitive Sport	108
	A. The Management and Training of Competitive Sport	108
	1. The Management System of Teen-agers Sport	
	Educational Institution	108
	2. The Management and Training of Excellent	
	Athletic Team	108
	II. The System and Organization of Sport Competitions	108
	II. The Management of Athletes, Coaches, Referees	109
	A. The Management of Athletes	109
	1. The Cultural Education of Athletes	109
	2. The Exchange of Athletes	109
	3. The Punishment	110
	4. The Retirement and Employment of Athletes	110
	B. The Management of Coaches	110
	C. The Management of Referees	110
87	SPORT PUBLIC ORGANIZATIONS' LAW SYSTEM	111
87.	I. All China Sports Federation	111
	II. The Chinese Olympic Committee	111
	II. China Sports Science Society	112
	IV. The Nationwide Individual Sports Associations	112
	The Patient Total Sports Pissociations	112
§8.	THE LEGAL SYSTEM OF SPORTS TECHNOLOGY	
	AND FOREIGN RELATIONS	112
	I. Sports Technology	112
	A. Management Departments of Scientific Research	
	of Sports	112
	B. The Management of Scientific Research Projects	
	of Sports	113
	II. Foreign Exchanges of Sports	113
Char	ter 4. Sports Economic Law Issue	114
§1.	General Issues	114
	I. Survey of Sports Industry	114
	II. Sports Industry and Economic Law	114
80	EGAL GAGTEN OF SPONTS FROM AND STREET	114
82.	LEGAL SYSTEM OF SPORTS ECONOMIC SUBJECT	114
	I. Business and Management System of Professional Sport Club	114
	A. The Concept and Legal Nature of Professional Sport Club	115 115
	B. Property Right of Professional Sport Club	115
	C. Legal Problem about Development of Profession Sport Club II. Management System of Public Gymnasium	115
	A. Investment Structure of Public Gymnasium	116
	B. Administration Mode of Public Gymnasium	116
	C. Management System Reforms of Public Gymnasium	116
	C. ATAMING CITICITY DESCRIPTION OF A GOTTE OF THE CONTROL OF THE C	110

§3.	LEGAL SYSTEM OF COMPETITION IN SPORTS INDUSTRY I. Significance of Legal System of Competition	116
	in Sports Industry	116
	II. Monopoly Act in Chinese Sports Industry Market	117
	III. Antimonopoly in the Sports Industry	117
§4.	LEGAL SYSTEM OF SPORTS MARKETING MANAGEMENT	117
	I. The Sports Licensing Business SystemII. Certification for Employees of the Sports	117
	Management System	118
	III. The Sports Industry Standard System	118
	IV. The Physical Product Quality Certification System	118
	V. The Administrative System of the Sports Market	119
	A. The Subject of the Sports Market's Administration	119
	B. The Object of the Sports Market's Administration	119
	C. The Principles of the Sports Market Administration	119
	 Management According to the Laws 	119
	2. Conducive to the Development of Sports Market	120
	3. Sports Administration Department HeadsD. Specific Systems and Punishments of Sports Marketing	120
	Administration	120
§ 5.	SPORTS FINANCING INVESTMENT LEGAL SYSTEM	120
0 -	I. The Capital Dilemma of the Sports Industry	120
	II. Sports Finance Construction and Improvement	
	of the Investment Regime	121
	III. Legal Issues Relating to Listing the Professional	
	Sports Clubs	121
§6.	A SPECIAL LEGAL REGIME OF ECONOMIC IN THE FIELD	
	OF SPORTS	122
	I. Sports Agent System	122
	A. Overview of Sports Agents	122
	B. The Organization of Sports Agents	122
	C. The Conditions for Practicing Sports Agents	122
	1. Individual Sports Agent Qualification	122
	2. Qualification of Sports Agent Firm	123
	3. Qualification of Sports Agency	123
	D. Activities Scope of Sports Agents	123
	 The Activities Scope of Individual Sports Agents Sports Agents Firms and Sports Agencies' Scope 	123
	of Activities	124
	E. Commissions of Sports Agent	124
	F. The Professional Qualifications and Professional	
	Standards of Sports Agents	124
	G. Problems in Sports Agent	124
	II. Sports Lottery Management System	125

	A.	The Concept of Sports Lottery	125
	В.	The Main Content of China Sports Lottery Management	
		System	125
		1. State-Monopolized Franchise Management System	125
		2. Issuing Qualification System	125
		3. Sales Management System	125
		4. The Allocation and Management System of Funds	126
	C.	Problems of Sports Lottery Management System	126
III	. The	e System of Protection of Sports Intangible Assets	126
	A.	The Concept of Sports Intangible Assets	126
	В.	The Development Process of China's Sports	
		Intangible Assets	126
	C.	The Main Content of the System of Sports	
		Intangible Assets Protection	127
		1. The Management of Sports Intangible Assets	127
		2. Assessment of Sports Intangible Assets	127
		3. Sports Intangible Assets Trading System	128
IV	. Th	e Sports Labour Law System	128
		The Athlete's Right to Work	128
	В.		128
		Legal Issues Relating to Professional Athletes	
	٠.	Transfer System	128
		Chinese Athletes' Flow and Transfer	
		System Evolution	128
		2. Problems in the Process of Chinese	120
		Athletes Transfer	129
	D	Settlement Mechanism for Sports Labour Dispute	129
	D.	Settlement Mechanism for Sports Labour Dispute	12)
Chapte	r 5.	Sports Procedural Law Issue	130
81 6-		· · · · · · · · · · · · · · · · · · ·	120
		AL ISSUES	130
1		e Connotation of Sports Procedural Law	130
		Definition	130
***		Classification	130
П		e Importance of Establishing Sports Procedural	100
	La	w System	130
§2. SP	ORTS	DISCIPLINARY PUNISHMENT PROCEDURE	131
4.0		ıtline	131
		e Procedural Justice in the Sports Disciplines	132
		e Imperfections and Consummation of Sports Disciplines	
		China	132
		The Imperfections of our Sports Disciplines	132
	В.		133
82 4	TOT I	ODING INVESTIGATION DESCRIPTION	134
		OPING INVESTIGATION PROCEDURES	134
	. Ol	tunic	134

	II.	Wo	orld Anti-doping Code Impact China's Anti-doping	
			gislation	134
	III.	Ch	ina's Anti-doping Legislation	135
§4.			Arbitration	136
	I.		tline	136
			The Content of Sports Arbitration	136
			The Outline of Sports Arbitration in China	136
			orts Arbitration and Procedural Justice	137
	III.		as of Construction of Arbitration for Sport	
		of (China's System	137
		A.	Referring to the Procedure Style of the	
			'Arbitration Law' When Constructing China's Sports	
			Arbitration System	138
		В.	The Arbitration Proceedings Style of the CAS	
			Arbitration Procedure Should	
			Be Referred to When Constructing China's Sports	
			Arbitration System	138
§5.			MEDIATION	139
			tline	139
	П.		urt Mediation in Settlement Mechanism of the Sports	100
	***		spute	139
	III.		provement of China's Sports Mediation System	140
			Concatenation of Mediation and Arbitration	140
		В.	Mediation Rules	140
86	Spo	ртс	DISPUTES LITIGATION RELIEF MECHANISM	141
80.			tline	141
			e Status of China's Athletics Litigation Relief Mechanism	141
	11.		The Legal Basis Is Not Clear	141
			The Focus of Relief Is Not Prominent	142
		C.	The Trial of the Professional Is Not Strong	142
		D.	The Delay of the Trial Is Prominent	142
	Ш		e Existing Sports Litigation Settlement Mechanism Perfect	172
	111.		ion	143
		¥ 15		173
art	Ш	Th	ne Development Road of China's Sports Law	145
urt	111.	11	te Development Road of Clinia's Sports Law	143
ha	nter	1	Doctor Programme for Sports Law in China	145
JIIa	pter	1.	Doctor Frogramme for Sports Law in China	143
Cha	pter	2.	Research Institute of Sports Law in China	147
8.1	Spo	ртс	LAW CENTRE OF SHANDONG UNIVERSITY	147
81.	510	1719	LAW CENTRE OF SHANDONG UNIVERSITE	14/
§2.	SPO	RTS	LAW CENTRE OF XIANGTAN UNIVERSITY	147
§3.	SPO	RTS	LAW CENTRE OF TIANIIN INSTITUTE OF PHYSICAL EDUCATION	148

Chapter 3. Co	nferences on Sports Law	149
§1. NATIONAL S OF SPORTS	SEMINAR ON CONSTRUCTION OF LEGAL SYSTEM	149
§2. SPORTS SEN	IIOR SEMINAR	149
§3. CHINA-USA	A INTERNATIONAL CONFERENCE ON SPORTS LAW	150
	MINAR ON MODIFY 'LAW OF THE PEOPLE'S REPUBLIC ON PHYSICAL CULTURE AND SPORT'	151
	W ASSOCIATION OF CHINA LAW SOCIETY 2006 EETING AND SYMPOSIUM OF ARBITRATION SYSTEM	151
§6. Internation	ONAL SPORTS ARBITRATION SEMINAR	152
· ·	RSPECTIVE OF THE OLYMPIC GAMES' NATIONAL W SYMPOSIUM	153
ON SPORTS	RTS LAW SOCIETY 2007 INTERNATIONAL CONFERENCE LAW AND SPORTS LAW ASSOCIATION OF CHINA TY ANNUAL MEETING	154
ON SPORTS	RTS LAW SOCIETY 2008 INTERNATIONAL CONFERENCE LAW AND SPORTS LAW ASSOCIATION OF CHINA LAW NOUAL MEETING	154
	w Association of China Law Society eeting 2009	155
INTERNATIO I. Resear	RIMINAL CONFLICT RESOLUTION MECHANISMS' ONAL SYMPOSIUM ch on Sports Crime Criminal Conflict Resolution Mechanisms	155 156 156
0	w Association of China Law Society ENERAL CONFERENCE AND SYMPOSIUM 2010	156
§13. 'SOCCER FI LAW SEMIN	RAUD GAMBLING BLACK WHISTLE' CRIMINAL NAR	157
§14. Internation	ONAL CONFERENCE ON SPORTS LAW SCIENTIFIC	158
Index		150

Sports Law in China

Junxin Kang Jing Xia Feng Wu Chun Shen Yutian Lei

This book was originally published as a monograph in the International Encyclopaedia of Laws/Sports Law.

General Editor: Roger Blanpain Associate General Editor: Michele Colucci Volume Editor: Frank Hendrickx



Published by:

Kluwer Law International

PO Box 316 2400 AH Alphen aan den Rijn

The Netherlands

Website: www.kluwerlaw.com

Sold and distributed in North, Central and South America by:

Aspen Publishers, Inc.

7201 McKinney Circle Frederick, MD 21704

United States of America

Email: customer.service@aspenpublishers.com

Sold and distributed in all other countries by: Turpin Distribution Services Ltd.

Stratton Business Park

Pegasus Drive, Biggleswade

Bedfordshire SG18 8TQ United Kingdom

Officed Kingdom

Email: kluwerlaw@turpin-distribution.com

DISCLAIMER: The material in this volume is in the nature of general comment only. It is not offered as advice on any particular matter and should not be taken as such. The editor and the contributing authors expressly disclaim all liability to any person with regard to anything done or omitted to be done, and with respect to the consequences of anything done or omitted to be done wholly or partly in reliance upon the whole or any part of the contents of this volume. No reader should act or refrain from acting on the basis of any matter contained in this volume without first obtaining professional advice regarding the particular facts and circumstances at issue. Any and all opinions expressed herein are those of the particular author and are not necessarily those of the editor or publisher of this volume.

Printed on acid-free paper.

ISBN 978-90-411-4591-8

This title is available on www.kluwerlawonline.com

© 2012, Kluwer Law International BV, The Netherlands

All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording, or otherwise, without written permission from the publisher.

Permission to use this content must be obtained from the copyright owner. Please apply to: Permissions Department, Wolters Kluwer Legal, 76 Ninth Avenue, 7th Floor, New York, NY 10011-5201, USA. Email: permissions@kluwerlaw.com

Printed and Bound by CPI Group (UK) Ltd, Croydon, CR0 4YY.

此为试读,需要完整PDF请访问: www.ertongbook.com