Record Nr. UNINA9910465521003321 Autore Dong Yiliang Titolo The 2011 regulation on the causes of civil action of the Supreme People's Court of the People's Republic of China [[electronic resource]]: a new approach to systemise and compile the status quo of the Chinese civil law system / / von Dong Yiliang, Llu Hongyan, Knut Benjamin Pissler Pubbl/distr/stampa Berlin, : De Gruyter, 2012 **ISBN** 3-11-026772-1 Descrizione fisica 1 online resource (134 p.) Collana Schriften zum chinesischen Recht; ; Bd. 5 Classificazione PU 8450 Altri autori (Persone) HongyanLiu PisslerKnut Beniamin Disciplina 347.5105 Soggetti Civil procedure - China Electronic books. China Law and legislation Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Description based upon print version of record. Note generali Nota di bibliografia Includes bibliographical references. Frontmatter -- Inhaltsverzeichnis -- I. Introduction -- II. Regulation on Nota di contenuto the Causes of Civil Actions (Chinese-English-German) -- Regulation on the Causes of Civil Actions (Chinese-English-German) -- 1. Chapter: Disputes over rights of personality -- 2. Chapter: Disputes over marriage, family and inheritance -- 3. Chapter: Disputes over property rights -- 4. Chapter: Disputes over contracts, negotiorum gestio, unjust enrichment -- 5. Chapter: Disputes related to intellectual property rights and competition -- 6. Chapter: Disputes over labour and personnel -- 7. Chapter: Marine and maritime disputes -- 8. Chapter: Civil disputes related to enterprises, securities, cheques and bills -- 9. Chapter: Disputes over tort liabilities -- 10. Chapter: Causes of Actions by Application of Special Procedures Sommario/riassunto In 2008 the Supreme People's Court (SPC) has promulgated the "Regulations on the Cause of Civil Action". The promulgation of the Regulations has significance in various regards. It clearly signals a new approach of the SPC to systemize and compile the status quo of the

Chinese civil law system. With the Regulations the SPC aims to help

lower courts and parties of legal actions to correctly apply the law. It further wants to collect accurate statistical information about court decisions and to gather these court decisions. The SPC ultimately intents to build a systematic collection of court decisions, which shall provide the people's courts with a reliable data base for reference in deciding cases in the future. This new approach of the SPC has deep impact on the understanding of the application of law in China as it undoubtedly reminds of the concept of writs in traditional English common law (i.e. types of action). The research compiled in this book is therefore going to the roots of the notion of law in China and to the relationship between claims arising from substantive law and the procedural arrangement to enforce these claims in civil procedure law.