Index

administrative laws 142, 144–5, 147, 152, 156–7, 191, 311
Administration of Tax Collection (2011) 154–5
Article 34 153
Article 63 154
Article 82 154
Administrative License Law
Article 69 325
Interpretation of Supreme People’s Court and Supreme People’s Procuratorate on Several Issues concerning Application of Law in Criminal Cases of Tax Evasion and Tax Dodging (1992) 152
Law of Administrative Penalty
Article 22 158
Article 26 156
Article 28 161
Article 61 158–9
Article 62 159
Law of People’s Republic of China on Administration of Tax Collection (2001) 152
liabilities 155
administrative 155, 159
criminal 155, 158–9, 161–2
penalties 155–7
protective rules 161
sanctions 154
Advertising Law 289
Article 2 287–8
Article 27 284–5
Afghanistan
Operation Enduring Freedom (2001–14) 141
All-China Civil Affairs Conference 17
All-China Judicial Conference 17
All-China Federation for Trade Unions Standing Committee of 11
All-China Personnel Allocation Conference 25
All-China Public Security Conference (1951)
Fourth Plenary Session 15
All-Country Public Security Work
High-Level Cadre Conference 24
All-System Taiwan Democratic Self-Government League
Central Committee of 11
anti-terrorism legislation 120–21, 125–8, 135–6
domestic 135
emergency reactions 131–2
expansion of focus into additional criminal activity 123–5
post-9/11 122–5
proposed development of 133–6
focus on human rights 135–6
interaction with criminal/other laws 140–41
severity 137–40
shortcomings 132
Arctic Council 352
members of 357
Arctic Ocean 356–7
Alpha–Mendeleev Ridge 347
Amerasia Basin 347
Canada Basin 347, 349
Makarov Basin 347
Amundsen Basin 347
Baffin Bay 337
Barents Sea 337, 345–6
Loop Hole 346, 349
Beaufort Sea 337
Chukchi Sea 337
coastlines in 337–8
continental shelf of 342–7
East Siberian Sea 337
Gakkel Ridge 347–8
Greenland Sea 337
Central People's Government Organization Law
Article 5
Central Water Works Ministry
East China Military Political Committee Water Works Ministry
Civil Affairs Bureau
Civil Affairs Ministry
Constitution of (1954) 22, 26, 29, 34
provisions of 15–16
redrafting of 13, 21
economy of 35
founding of (1949) 3, 5, 9, 28
General Political Office
Hong Kong
Internal Affairs Bureau 10–11, 29
judicial system of 28–9
Criminal Procedure Law 41
People’s Court Organization Law 22, 26
People’s Procuracy Organization Law 22, 26
People’s Tribunals 23
Regulations on Arrest and Detention 26
use of Peasants’ Associations in 23
Macao 37
Ministry of Agriculture 53
Ministry of Civil Affairs 12
Ministry of Finance
Party Leading Group 29
Ministry of Health 245
amendment of Raw Milk standard (2010) 52–3
Ministry of Justice 7, 11–12, 14–15, 17, 22–4, 26, 29–31, 41, 245
Leading Group 31
People's Revolutionary Military Committee 6
Public Security Bureau 7, 12–13, 18, 22–3, 33, 62
East China Security Bureau 33–4
Party Leading Group 15
South Central Public Security Bureau 34
use in judicial system 24
Shanghai 283
Supreme People’s Court 6–7, 10, 12–14, 26, 29–30, 37–40, 93, 113, 281–2, 303, 321–5, 333
‘Explanations on Several Questions about Applying Guarantee Law’ (2000) 111
Interpretation of the Supreme People’s Court on Issues Concerning the Application of Law for the Trial of Cases of Dispute over Contracts on Undertaking Construction Projects 312
Interpretation of the Supreme People’s Court on Problems regarding the Ascertainment of Compensation Liability for Emotional Damages in Civil Torts 277
Interpretation of the Supreme People’s Court on Several Issues about the Trial of Cases Concerning the Right of Reputation 277
Interpretation on Certain Issues Concerning the Application of Contract Law of the People’s Republic of China (I/II) 265–6, 305, 310–12, 315, 329–31, 333–4
Party Leading Group 14, 16
Supreme Procuracy Office 6–7, 10–11, 13–14, 17, 22, 29, 31
Party Leading Group 16
Xinjiang 129
Yunnan Province
Qiaojia County 62
China, Republic of
Fujian Province
Xiamen 8
Hubei Province
Huaihua Prefecture 8
Hunan Province
Baoqing 8
Hengyang 8
Huaihua 8
judicial system of
Judicial Yuan 26
Procurement Yuan 26
Shaanxi–Gansu–Ningxia
High Court 4
Yan’an 4
Xinjiang 8

China Banking Regulatory
Commission (CBRC) 93, 97–8
issuing of ‘Risk Caution’ (2011)
99–101, 113, 117

China Democratic League 37
China Insurance Regulatory
Commission (CIRC) 97

China Party for the Public Interest
Central Standing Committee of
11
China Political Consultative
Conference
first meeting of (1949) 5

China Securities Regulatory
Commission (CSRC) 97
use in regulating investment
crowdfunding 102

Chinese Civil Law
General Provisions of
Article 129 201

Chinese Civil War (1927–36/1946–50)
Huaihai Campaign 27
Northern Front 8
Pingjin Campaign 28
Siege of Taiyuan (1949) 28

Chinese Communist Party (CCP) 2–3,
5–6
Administration Council Committee
14, 16–17
202nd Politics and Law
Conference 15
General Party Leading Group
14, 17
members of 8
Party Leading Group 16
Political Legal Affairs Committee
9–10
Political Legal Committee 7
‘Report Regarding Several
Amendments to the
Tax System and Their
Implementation Period’
(1952) 20
Sub-Committees of 18
Beijing Municipal Party Committee
9, 20
Central Agricultural Work Bureau
39

Central Bureau for Large
Administrative Regions
elimination of (1954) 33
Central Committee 2, 4, 9–11,
13–14, 16–20, 22, 26, 28, 30, 32,
38–9, 134
East China Bureau 27
Legal Committee 5, 31–2, 34, 38
Legal Problem Research
Committee 5
North China Bureau 28
North China Society Bureau 12
Political Legal Committee 32
Report Regarding the Central
People’s Procuracy Office
Four Regulations (1950) 23
Secretariat 30, 36
Social Bureau 4, 12
Central Finance and Trade Work
Bureau 39
Central Group of Politics and Law
37–8
Central Organization Department
9, 30, 33
Central Plains Bureau 27
Henan–Anhui–Jiangsu
sub-bureau 27
Central Politburo of 9, 21, 31, 33,
36, 38
Standing Committee of 36, 38
Central Propaganda Department 30,
33, 39
Central United Front Bureau 39
Committee on Large Administrative
Regions
elimination of (1954) 33
Committee Secretariat 33
Foreign Affairs Office 33
Hebei–Shandong–Henan District
Party Committee 27
Military Personnel Political
Department
Anti-Espionage Department 4
members of 8–9, 11, 13
North Jiangsu Work Committee 27
Index

‘Party Governing Politics and Law’ 5
‘Party Governing Public Security’ 3
Party Leading Groups 15–16
Party School 33
Pingjin Municipal Committee 28
Policy Research Office 33
Political Consultative Committee 3
Political Legal Committees 6–7, 16, 22, 25, 33
Party Leading Group
Sub-Committee 14–16, 19
Politics and Law Committee 17
‘Main Duties of Politics and Law Work in 1954’ 15
Shandong Sub-Bureau 20
Women’s League 3
Youth League 3
Chinese Communist Revolution (1949) 35
Chinese Peasants and Workers Party 9, 11
Chinese Tort Liability Law
Article 6 201–4
civil law 90, 144–5, 147, 175, 178, 181, 187, 191–2, 194–5, 216–17, 220–22, 275–6, 335–6
behaviour types in 196
flexible illegal monism 207–8, 212–14, 221
general 207–8, 211–14
punishable 208, 212–13
liability 200–201
tort 200–202, 206–7
relation with criminal law 217–18
shortcomings of 275–6
Civil Procedure Law 112
Article 4 111
Article 23 111
Commercial Bank Law
Article 3 100
commercial law 144–5, 147
Commission on the Limits of the
Continental Shelf (CLCS) 341, 344, 348, 350
continental shelf delimitation
application system 344–7, 354
Scientific and Technical Guidelines 341
Communist Party of the Soviet Union
(CPSU) 1
Central Committee of 35
Plenary Session 35
Presidium 34
Contract Law of the People’s Republic of China 265, 269, 272, 335
Article 8 304–5, 332
Article 39 267
Article 40 270
Article 41 268
Article 42 330
Article 42(3) 329–30
Article 44(2) 304, 306–9, 311–12, 314, 333, 335
Article 52(5) 306–9, 311–13, 335
Article 53 270
Article 54 270
credit 94–5, 99–100, 115–17, 205, 321
quality 76
rating 107
rights of creditors 106, 109–10, 263
risk 70, 72–4, 76, 100, 117
Credit Ease
lending model of 109–10
Criminal Code/Law of China 93, 132–3, 142–3, 153, 199
Amendment III 121, 123–5, 130–31, 139
Amendment VII 160
Amendment VIII 126–7, 137
Article 4 115
Article 13 149, 198
Article 17 132
Article 37 128, 155
Article 93 153
Article 96 117
Article 120 121–2
Article 127 124
Article 155(3) 151
Article 176 113–15
Article 179 146
Article 201 153
Article 201(4) 160
Article 223 150–51
Article 225 117
Article 276A 142
Article 291 124
Article 382(1) 154
Article 399(2) 151
Article 402 159
Chapter IX 159
anti-terrorism 120–22, 125, 129–30, 132–5, 141
behaviour types in 195–6
criminal responsibility 149–50
flexible illegal monism 209–10, 214, 221
illegality in 193–6, 198–200, 204–5, 212, 216, 221
general 195, 197, 209
punishable 196, 209
liability 158
limitations of 190
relation with civil law 217–18
standard for transfer of ownership 205–6
theory of 192–3
legal/illegal behaviours 192–3
Cultural Revolution (1966–76) 4, 40
Dachiyoishi, Minobe 321, 325–6
debt 65, 72, 80, 87, 112
financing 69
fixed rate 79
floating rate 79
instruments 74, 81
long-term 68
Democratic Party
members of 8
Deng Deyong 62
Deng Xiaoping 40
General Secretary 37–8
Deng Yingchao 10
Deng Zhihui 35
Denmark 345, 348, 352
coastline of 337
continental shelf delimitation application of 344
national sovereignty in Arctic Ocean 337, 344
Ding v. Shanghai Huangpu District Bureau of Housing Subsidizing and Administration (SHDBHSA)
requests for documents in 54–5
division theory of accomplice 165
asymmetry of information and knowledge 224–6
communication relationships 239–46
limitations of legal system 247–8
difficult in externalizing of risk/loss caused by medical behaviours 226–7
fault liability 239–30, 249–50
legal handling 229–32
control in 230–33
marketization 250–51
medical insurance systems 251–4
non-price competition 248–50
rigidity of medical fault liability 227–9
trust in 231–6
development of 236–7
red envelopes 237–8
Dong Biwu 6–7, 15–17, 31, 37
development of Political Legal Committee 15, 22
Director of Political Legal Committee 9
President of Supreme Court 30
Secretary of Political Legal Party Leading Sub-Group Cadre Conference 14, 17
East Turkistan 123, 129
terrorist activity in 129
economic substance doctrine 64–7, 73, 75–7
limitations of 90–91
taxation of financial transactions based on 65, 69, 89–91
Eighth Route Army 27
Ellsworth, John 272
Ellsworth, Justin
death of (2004) 272
Engels, Friedrich 40
Environment and Resources Protection Act 151
equity 65, 69, 74, 80–81, 85, 87
securities 76
swap 75, 79, 81
tax 66, 79
Ethnic Affairs Commission 11–12
Ethnic Affairs Committee 19
Index

Etzioni, Amitai 230
European Court of Justice
    use of E-commerce Directive in PPC cases 302
European Union (EU) 283
    Council 122
exclusive economic zones (EEZ) 338–9

Facebook 275
Fairfield, Joshua 257
Fin Hay Realty Co. v. United States 80–81
financial innovation 77, 79, 83, 89–90, 92, 98
    aims of 68–9
    foreign practices 94
    transactions 64
    variants of
        creation of instruments 82
        recombination of pre-existing products 82
        reconstruction of existing instruments 82
financial liberalization 89
Finland
    healthcare system of 252
    national sovereignty in Arctic Ocean 337
First Five-Year Plan (1953–7) 26
Flood Control and Drought Relief Headquarters 62
France 302
French Civil Code
    Article 1382 202
    Article 1383 202
Friedman, Milton 249
Fumiaki, Uchida 169

General Administration of Quality Supervision (AQSIQ) 151–2
General Principles of the Civil Law of the People's Republic of China (GPCL)
    Article 29 263
    Article 48 263
    Article 75 263
Gergen, Mark 68
Germany 207, 277, 326
    Administrative Procedural Law
        Article 48 326
Article 49 326
    anti-terrorism legislation of 123
Civil Code 262, 308, 311
    Article 83 326
    Article 134 311–12
criminal law of 188, 195
Federal Administrative Court 327
Federal Court of Justice 276
Federal Supreme Court 311
Fiscal Code
    Article 42 66
Multimedia Law 302
tort law of 203
Giddens, Anthony 239, 241
Goffman, Erving 239
Google, Inc. 288–9, 294
    Google AdWords 288–90
    Standard Contract 299
Great Leap Forward (1958–61) 35
Greece
    Civil Code of 277
Greenland 337, 344
Gross, Edward 230
Guomindang
    All-System Revolutionary Committee 11
    Liujiashu Military Unit 8
    Revolutionary Committee of 11
territory controlled by 8
Haideng Master 277
Hangzhou Rongdu 109
    lending model of 110
Haruo, Nishihara 200
Hayek, Friedrich August 230
Hebei Taihung Huaxin Building Materials Co., Ltd 310
Health Insurance Association of America 228
Hickson, G.B. 242
Hiko, Sone
    Base of Science of Criminal Law 193–4
Hiroshi, Suekawa 205
    theory of independent act of real right 205
Hirsh, Günter 208
Hong Kong Green Valley Investment Company 323
Iceland 343
coastline of
continental shelf delimitation
application of 344
national sovereignty in Arctic Ocean
337, 344
Ilulissat Declaration (2008) 355
Implementation Regulation of Law
of Examination of Exported and
Imported Commodities
Article 33 158
Article 49 157–8
Implementing Rules of Foreign
Enterprise Law of the People's
Republic of China
Article 22 332
India
anti-terrorism legislation of 123
information-in-process 43–5, 47
administrative decisions as 54, 57
definitions of 61–3
formal 60–61
informal 62
exemptions 44–5, 49, 57, 60
interpretations of 47–53
international equivalents 58–9
transparency 57–8
use of tenses in 52
views on information disclosure
53–5
interest 65, 69, 72, 81, 85, 89, 109–16, 118
rates of 68, 75, 107
control 94
taxing of 80
zero-70–71
International Court of Justice (ICJ)
348, 354
International Maritime Organization
357
Iraq
Anbar 272
Italy
anti-terrorism legislation of 123, 139
taxation of financial transactions
in 65
Japan 169, 225–6, 248
Act on Access to Information Held
by Administrative Organs
(1999) 58
civil laws of 220
Court of Final Appeal 321
Criminal Law 195
Article 35 194
Article 260 220
illegality in 195, 221
flexible illegal monism in 208
military of 27
Ministry of Defence 2
Supreme Court 166, 219–20
Jiang Xiaoyan 277
Jiang Yong 11
John Ellsworth v. Yahoo 272
joint offences 164–5, 186–7, 190
division theory of accomplice 172
omission 164–8, 171–4, 178, 180, 183, 189–90
causal relationship of 171–5, 179–85
co-principal theory 166
different causal process theory
171–2
division theory of duty 170–71
general principle theory 165–9
guarantor’s obligation 175–6, 185–6
legal obligations 186–8
nonstandard 175–84, 187–9
obligation offender theory 166–7
principle accomplice theory
169–70
substantive explanation of
principal behaviour 180–81
share perpetration 166
Kaganovich, Lazar 35
KaiKaiDai 109
Ke Qingshi 36
Kessler, Daniel P. 228
Jiang Xiaoyan 277
Jiang Yong 11
John Ellsworth v. Yahoo 272
joint offences 164–5, 186–7, 190
division theory of accomplice 172
omission 164–8, 171–4, 178, 180, 183, 189–90
causal relationship of 171–5, 179–85
co-principal theory 166
different causal process theory
171–2
division theory of duty 170–71
general principle theory 165–9
guarantor’s obligation 175–6, 185–6
legal obligations 186–8
nonstandard 175–84, 187–9
obligation offender theory 166–7
principle accomplice theory
169–70
substantive explanation of
principal behaviour 180–81
share perpetration 166
Kaganovich, Lazar 35
KaiKaiDai 109
Ke Qingshi 36
Kessler, Daniel P. 228
Index 367

Khrushchev, Nikolai
opposition to 34–5
Korea 35
Korean War (1950–53) 19, 25–6
kuai 15
Kung, Otani 171

LambdaMOO 274
Lan Gongwu 11
Law for Licensing the Medical Practitioner 225
Law of Succession 272, 279–80
amendments of 257, 279
Article 3 281
Article 7 273
inheritability of contract debts 269
Article 39 61
Law of the People’s Republic of China on Protection of Consumer Rights and Interests 265
legal relations 142–3
confirmation 143–4
liability 145
protective 144
regulation 146
legalism 224
Lenin, Vladimir 40
Leninism 12
concept of 40–41
Li Bo 294
Li Fuchun 36
Li Hong 193
Li Jingquan 36
Li Liuru 10
Li Renren 11
Li Weihan 10
Secretary of Ethnic Affairs Committee 19
Li Xiannian 35–6
Li Xuefeng
Eighth Party Congress Secretariat Secretary 38
Liang Qichao 1
Liao Chengzhi 10
LiDa Real Estate Development
Company of Luzhou City v. Land and Resources Bureau of Luzhou City 328
Lin Biao 36
Chief Frontline Headquarters Secretary 28
Lin Zhongyi 11
Liu Geping 10
Liu Shaoqi 29–30
role in design of Central CCP departments 30
visit to USSR (1949) 11
Luhmann, Niklas 231–2
Luo Ronghuan 10, 15
Director of Public Security Bureau 18–19, 22
Director of Supreme Procuracy Office 13
Party Leading Group Secretary 14
Luo Ruiqing 10
Director of Public Security Bureau 31, 38
First Political and Legal Office Director of State Council 22

Malenkov, Georgy 35
Mao Zedong 2, 5–6, 8, 18–21, 27–9, 35–7
‘8 Verses’ 21, 29, 36
announcement of formation of Chinese Central People’s Government (1949) 7–8
Chairman of Central People’s Government 7, 18
General Chairman of Central Politburo 40
role in design of Central CCP departments 30
role in drafting of Constitution 21
marginal law 300
Hand Formula 300
marine/maritime law 337–8, 343–4
Agreement on Maritime Demarcation and Cooperation 349
continental shelves 338–40, 344, 348
delimitation applications 344
delimitation standards 341–2, 346–7, 354, 356–7
outer 340–42, 344, 346
International Seabed Area 353
Principle of Equidistance/Special Circumstances 348–9
Mandatory Rules on Ships Operating in Arctic Waters 357
Marx, Karl 40
Marxism-Leninism 40
McClellan, Mark B. 228
Measures on the Administration of Securities Companies Article 9 310
Meng v. Shanghai Hongkou District Bureau of Urban Planning Administration (SHDBUPA) 50
interpretation for information-in-process in 48, 51, 53
requests for documents in 47–8
Meng Qingshu 5
Mikoyan, Anastas 34
Mollering, Guido 231
Molotov, Vyacheslav 35
Mongolia 12
Moore’s Law 259
MSN Space 278
Nanning Conference (1958) 36
National Party Congress Eighth (1956) 34, 38
Fifth Plenary Session of 36
Political Report 26
Second Plenary Session of 36
Eleventh
Fifth Plenary Session of 40
Second (1959) 35
Seventh (1945) 13–14
Second Plenum of 5
National People’s Congress (NPC) First (1954)
adoption of Constitution 21
Circular Regarding Establishing and Adjusting the Central and Local Administrative Organs of the Country and Relevant Issues (1954) 22
Standing Committee 130, 310
Decision on Strengthening the Related Working Issues of Anti-terrorism (2011) 125, 130, 132–3
passage of Amendment VIII of Criminal Law (2011) 126
National Soviet Party Congress Twentieth (1956) 34
Netease 260
Terms and Conditions for Netease Pass Service 264–5
Netherlands Civil Code of 277
New Fengrong Personal Limited Company v. Cadbury Property Development Limited Company 332
New Fourth Army of Central China 27
New Zealand taxation of financial transactions in 65
Noriyuki, Nishida 165, 167, 171, 181
North China Field Army 28
Norway 348
coastline of 337
continental shelf delimitation application of 344–6, 355
national sovereignty in Arctic Ocean 337, 344
Utøya Massacre (2011) 138
Nuuk Declaration (1991) 355
Ordinance on Protection of the Right to Network Dissemination of Information Article 23 285, 293, 300–301
Organisation for Economic Co-operation and Development (OECD) 68, 86
P2P 109
P2P lending 92–4, 99–101
investment crowdfunding 98–9, 106
proposed regulation of 101–5
online lending 106–7
legal procedures 107–11
Qingdao Model 111–13
with mortgage/guarantee 109–11
without mortgage/guarantee 107–8
online loans 113, 119
criminal risk of alienation 118–19
potential as illegal absorption of public deposits 113–14
potential use in fraud activity 115–18
proposed regulation of 92–3, 96
consumer protection bureaus 97–8
registration centres 95
role of transparency 95
use of Howey test 96
Pay-Per-Click (PPC) 283–4, 287–8, 291–2, 294
as commercial advertising 286, 288–9
examples of 287–8
legal nature of 284–7, 290
Service Provider 283–5, 287–9, 292–3, 295–6, 300, 302–3
obligations of 290–91
proactive duty of examination 298–9
role in maintaining market order 296
use of Internet keywords 290–95, 299, 301–3
Peasant’s Association 23
Peng Zemin
Vice Director of Political Legal Committee 9
Peng Zhen 2–4, 12, 14–15
political offices held by 9, 14, 37–8, 40
People’s Bank of China 130
People’s Comrade Federation
Central Standing Committee of 11
People’s Daily, The 20
People’s Liberation Army (PLA)
Cadre Corps of 13
Police Law 127
Portugal
Civil Code of 277
healthcare system of 252
Pound, Roscoe 229
PPDAI 107
Property Law of the People’s Republic of China 313, 315–18
Article 9 205–6
Article 180 263
Qi Jianrong 294
Qingdao Wusetu Mortgage Service Co. Ltd 112
Qingdao Zhibosoft 297
real estate 205–6
mortgage 100
registration of 313–18
transfer orders 219
Red Brigades 139
Regulation for Chinese Zuotang Inquiry Clinic 225
Regulation for Medical Institution Disinfecting Technology 225
Regulation for the Clinical Application of Medical Technology 225
Regulation on the Implementation of the Law of the People’s Republic of China on Bid Invitation and Bidding (2011) 150
Article 39 150
Article 40 150
Article 41 150
Regulations on Disclosure of Information Held by the Government of the People’s Republic of China (Regulations on DIHG) 43, 45, 55, 57, 63
Article 1 57
Article 8 44
Article 10 47–8, 59
Article 14 43–4
municipal variations of 45, 56, 59
shortcomings of 59
Republic of Ireland
taxation of financial transactions in 65
River, Yangtze 8
Roxin, Kraus 167–9, 187, 189
concept of compulsory offender 185
views on illegal monism 207
Russian Federation 344, 346, 348
continental shelf delimitation application of 344–5, 355
continental shelf of 344
Duma 345
Federal Anti-Terrorism Act 134, 137
Ryo, Ida 220
Sai Fuding 10–11
Schmitz, Paula 68
Second Life 274
user agreement of 271
Second World War (1939–45) 2
<table>
<thead>
<tr>
<th>Topic</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Article 10 144–6</td>
<td></td>
</tr>
<tr>
<td>Article 188 145–6</td>
<td></td>
</tr>
<tr>
<td>Section 5 104</td>
<td></td>
</tr>
<tr>
<td>shadow banking system 94</td>
<td></td>
</tr>
<tr>
<td>Shanghai Dazhong Furniture Removal &amp; Logistics Co., Ltd v. Baidu Co., Inc. 283–4, 290</td>
<td></td>
</tr>
<tr>
<td>Shanghai Municipal Development and Reform Commission (SMDRC) 46</td>
<td></td>
</tr>
<tr>
<td>Shen Jinkun 11</td>
<td>46</td>
</tr>
<tr>
<td>Shen Junru 10</td>
<td></td>
</tr>
<tr>
<td>Shi Liang 11</td>
<td></td>
</tr>
<tr>
<td>Director of Ministry of Justice 12</td>
<td></td>
</tr>
<tr>
<td>Sina Weibo 260</td>
<td></td>
</tr>
<tr>
<td>Socio-economic Monitoring System 228</td>
<td></td>
</tr>
<tr>
<td>Song Chaoyu 62</td>
<td></td>
</tr>
<tr>
<td>Song Zhe 294</td>
<td></td>
</tr>
<tr>
<td>Soviet Union (USSR) 10–11</td>
<td></td>
</tr>
<tr>
<td>Ministry of Defense 35</td>
<td></td>
</tr>
<tr>
<td>Moscow 10, 35</td>
<td></td>
</tr>
<tr>
<td>Spain</td>
<td></td>
</tr>
<tr>
<td>healthcare system of 252</td>
<td></td>
</tr>
<tr>
<td>Stalin, Josef 11</td>
<td></td>
</tr>
<tr>
<td>State Administration of Industry and Commerce 288</td>
<td></td>
</tr>
<tr>
<td>State Council 30, 36, 125, 130, 132, 134</td>
<td></td>
</tr>
<tr>
<td>Banning on Illegal Financing Agencies and Activities (1998) 101, 103</td>
<td></td>
</tr>
<tr>
<td>Article 2 101–2</td>
<td></td>
</tr>
<tr>
<td>Article 3 101</td>
<td></td>
</tr>
<tr>
<td>Article 4 101</td>
<td></td>
</tr>
<tr>
<td>Article 28 102</td>
<td></td>
</tr>
<tr>
<td>First General Meeting 21–2</td>
<td></td>
</tr>
<tr>
<td>offices of 22, 39</td>
<td></td>
</tr>
<tr>
<td>First Office (Political Legal Office) 29, 39</td>
<td></td>
</tr>
<tr>
<td>General Office 44</td>
<td></td>
</tr>
<tr>
<td>Opinions on Promotion of Disclosure on Request of Information Held by the Government (Opinions on (PDRHIHG) 44–5, 51, 55, 57, 60, 62</td>
<td></td>
</tr>
<tr>
<td>Article 2 55–6</td>
<td></td>
</tr>
<tr>
<td>Party Leading Group 29–30</td>
<td></td>
</tr>
<tr>
<td>State Security Law 127</td>
<td></td>
</tr>
<tr>
<td>Sun Tzu</td>
<td></td>
</tr>
<tr>
<td>‘Art of War, The’ 147</td>
<td></td>
</tr>
<tr>
<td>Suslov, Mikhail 34</td>
<td></td>
</tr>
<tr>
<td>Sweden</td>
<td></td>
</tr>
<tr>
<td>national sovereignty in Arctic Ocean 337</td>
<td></td>
</tr>
<tr>
<td>Switzerland</td>
<td></td>
</tr>
<tr>
<td>healthcare system of 252</td>
<td></td>
</tr>
<tr>
<td>taxation of financial transactions in 65</td>
<td></td>
</tr>
<tr>
<td>Taishan Gangyi Electric Co., Ltd v. Beijing Guxiang Information Technology Co., Ltd (‘Nedfon’) 286, 290</td>
<td></td>
</tr>
<tr>
<td>Taiwan 156, 226, 243, 277</td>
<td></td>
</tr>
<tr>
<td>Civil Law of Article 71 308</td>
<td></td>
</tr>
<tr>
<td>Taiwan Democratic Self-Government League 10</td>
<td></td>
</tr>
<tr>
<td>Takegi, Kawashima 205</td>
<td></td>
</tr>
<tr>
<td>Tan Pingshan</td>
<td></td>
</tr>
<tr>
<td>expulsion from CCP (1927) 13</td>
<td></td>
</tr>
<tr>
<td>Tan Zhenlin 36</td>
<td></td>
</tr>
<tr>
<td>Tangshan Bobst Industrial Trading Co., Ltd v. Hebei Taihang Huaxing Building Materials Co., Ltd 310</td>
<td></td>
</tr>
<tr>
<td>Tao Xijin 10</td>
<td></td>
</tr>
<tr>
<td>Taobao 271</td>
<td></td>
</tr>
<tr>
<td>taxation 20, 80–81, 153–4</td>
<td></td>
</tr>
<tr>
<td>avoidance 66, 69, 76–7, 88</td>
<td></td>
</tr>
<tr>
<td>benefit 68</td>
<td></td>
</tr>
<tr>
<td>collection 153</td>
<td></td>
</tr>
<tr>
<td>effects 68</td>
<td></td>
</tr>
<tr>
<td>financial instruments 64, 66–74, 90</td>
<td></td>
</tr>
<tr>
<td>derivative 85–6</td>
<td></td>
</tr>
<tr>
<td>hybrid 85</td>
<td></td>
</tr>
<tr>
<td>traditional 85</td>
<td></td>
</tr>
<tr>
<td>uncertainty regarding treatment of 76–82</td>
<td></td>
</tr>
<tr>
<td>financial transaction 64–5, 67, 69, 79, 87–8</td>
<td></td>
</tr>
<tr>
<td>business purpose test 67–8, 89–90</td>
<td></td>
</tr>
<tr>
<td>disregarded transaction cost/economic risk 70–73</td>
<td></td>
</tr>
<tr>
<td>economic return 73–6</td>
<td></td>
</tr>
<tr>
<td>economic substance test 69–70</td>
<td></td>
</tr>
<tr>
<td>legality/contract rights 84–5</td>
<td></td>
</tr>
<tr>
<td>tax avoidance 88</td>
<td></td>
</tr>
</tbody>
</table>
legislation 77–8, 82–4, 86–7
loopholes 79
punishment codes 83, 88–9
shelters 64
Tencent 271
Tian Jiaying
role in drafting of Constitution 21
tiao 15
Tie v. Shanghai Huangpu District
Development and Reform
Commission (SHDDRC) 46–7
interpretation for information-in-process in 55
Tort Law
Article 36 285, 293, 301
drafts of 301
liability in 299
Tromsø Declaration 355
Truman, Harry S.
Proclamation (1945) 338
Tsinghua University
faculty of 9

UK–Russia Frontier Treaty (1825) 349
United Fishery Association of
Nagasaki Prefecture 219
United Front 2
United Kingdom (UK) 1
anti-terrorism legislation of 123
healthcare system of 252
taxation of financial transactions in 65
United Nations (UN)
ant-terrorist efforts of 123, 129
Article 76(1) 339
Article 76(4) 339, 341
Article 76(5) 341
Article 76(7) 341
Article 76(8) 340
Article 77 338–9
Article 234 352
Fourth Conference on the Law of the Sea 355
General Assembly
International Convention for the
Suppression of the Financing of Terrorism (1999) 123, 130
Security Council 130
Anti-Terrorism Commission 123
Resolution 1373 (2001) 123
Statement of Understanding 341
United States of America (USA) 1, 95, 97, 134, 277, 344–5, 348
9/11 attacks 121–2, 125, 129, 131
anti-terrorism legislation of 123
coastline of 337
Congress 81
Consumer Financial Protection Bureau (CFPB) 97
Court of Appeals 273
crowdfunding regulations in 103
District of Columbia Circuit 273
Dodd–Frank Act (2010) 97
Electronic Communications Privacy Act 273, 275
Federal Court 288
Federal Trade Commission (FTC) 287, 289
Federal Trade Commission Act 287
Freedom of Information Act (1996) 58
Health Insurance Portability and Accountability Act 277
healthcare system of
Health Maintenance Organizations (HMOs) 252
Internal Revenue Code (IRC) 81
JOBS Act (2012) 103–5
military of 273
national sovereignty in Arctic Ocean 337
Patriot Act 134
Securities and Exchange Commission (SEC) 96–7, 104
Security Act (1933)
Section 4 (a)(2) 104
Storage Communications Protection Act 273
Supreme Court
SEC v. W.J. Howey 96–7
taxation of financial transactions in 65
validity of contracts 304–6, 324–5, 328
civil behaviours following 324
concept of 316
obligations for 332–4
potential decline of influence 317–18
registration authorities 318–20
revocation of 320–28
fault liability 331–5
invalidity 305, 309
Vietnam War (1955–75) 273
virtual property 261, 281–2
concept of 257–9
interconnectivity 257–9
persistence 257–9
rivalrousness 257–9
value-added-by-users 258–9
denotation of 259–60
channel-content 260
inheritance 256–7, 264, 280–81
influence 267–70
QQ number 264, 269
user agreements 264–9, 271–2
user privacy 272–3, 277–9
property rights 261–3
relationship with right to privacy 273–7
substantive unconscionability 271–2
virtual access 274, 280

Wang Ming 10
counter of CCP Central Committee Legal Problem Research Committee 5
Wang Yongfei v. Wang Xuzhao 333
Wei v. Shanghai Municipal Bureau of Urban Planning Administration (SMBUPA)
interpretation for information-in-process in 54
requests for documents in 52
Wilson, Grant 273–5

Wu Gaizhi 10, 14
Wu Lanfu 10
Wu Xiaoling 118–19
Wu Xinyu 10
Wu Yaozong 11
Wu Yuzhang 10

Wuhan Backward Technology Co., Ltd v. Beijing Baidu Network Technology Co., Ltd (‘Wuhan Backward’) 291, 297

Wusetu Mortgage Service Co., Ltd 112

Xie Juezai 10
Xie Xuehong 10
counter of CCP Central Committee Legal Problem Research Committee 5
Xu Baoju 11
Xu Deqi 11, 12
Xu Xiangqian
Secretary of Taiyuan Campaign Chief Frontline Headquarters 28

Yahoo!, Inc. 273–4
PPC service of 294
Yahoo Mail 278
Yan’an Rectification Campaign 9
Yang Chaobang 62
Yang Huanning
Vice Minister of the Ministry of Public Security 130
Yang Xiaojun 53
Ye Duiyi 11
Yi Liyu 11
Young Men’s Christian Association (YMCA)
Editor’s Department 11

Zeng v. Shanghai Municipal Bureau of Administration (SMB) 46, 50
request for documents in 46
Zhang Baozhen 11
Zhang Bojun
Central Vice Chair of China Democratic League 37
‘Four Institutions of Political Design’ 37
Zhang Dingchen
President of Supreme People’s Procuracy 31, 38
Zhang Shizhao 11
Zhang Wen 11
Zhang Xiruo
   Vice Director of Political Legal Committee 9
Zhang Zhirang 10
   Vice President of Supreme Court 11–13
Zhao Dengyong 62
Zhongsheng Huarong Investment Company 310
Zhou v. Shanghai Hongkou District Bureau of Housing and Land Administration (SHDBHLA) 49–50
   interpretation for information-in-process in 50–51, 53–4
   requests for documents in 49
Zhou v. Shanghai Hongkou District of Planning and Land Administration (SHDBPLA) 47
   interpretation for information-in-process in 55
   requests for documents in 48
Zhou Enlai 6, 16–19, 24, 29, 35, 37
   Administration Council Committee
   Premier 7
   Secretary of Administration Council Committee
   Party General Party Leading Group Cadre Conference (1950) 14
   Host of First General Meeting of State Council 21–2
Zhou Shanpei 11
Zhukov, Georgy
   Director of Soviet Ministry of Defense 35