



Weekly Express



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WEEKLY EXPRESS - INFORMATIONS JURIDIQUES

CHINA

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[National] Guidelines for the Conclusion of Electronic Labor Contracts

Ministry of Human Resources and Social Security (MHRSS) released on July 1, 2021 the "Guidelines for the Conclusion of Electronic Labor Contracts". The Guidelines give detailed instructions to the employer regarding the conclusion, access, storage and application of electronic labor contracts, and simultaneously put forward the requirements to the electronic labor contracts formation platform regarding the protection and security of the information obtained and used during the conclusion of electronic labor contracts.

[National] Provisions on the Administration of Network Product Security Vulnerabilities (released on July 12th, 2021 and will be effective on September 1st, 2021)

It is required that no organization or individual shall take advantage of the security loopholes of network products to engage in activities endangering network security, or illegally collect, sell or publish information on the security loopholes of network products. Those who know that others are using network product security loopholes to engage in activities endangering network security shall not provide them with technical support, advertising promotion, payment settlement or other assistance. Any network product security vulnerability collection platform established by any organization or individual shall be filed with the Ministry of Industry and Information Technology.

[National] Measures for Cybersecurity Review (Draft of Amendment seeking public comment, released on July 12th, 2021)

It was promulgated on April 13, 2020 and became effective on June 1st, 2020. Now the draft of amendment is mainly about data management. It includes the newly released Data Security Law, and clarifies the amount of personal data triggering the security assessment. Besides Critical Information Infrastructure Operators, for network operators who plan to go IPO and process personal data of/which is more than 1 million individuals, security assessment shall be conducted.

[National] MOFCOM Plans to Ease Conditions for Foreign Investors to Make Strategic Investment in China's Listed Companies

The Ministry of Commerce (the "MOFCOM") released on July 8, 2021 the Development Plan for Commerce in the 14th Five-year Plan Period (the "Plan"). The Plan put forward a series of important missions to be accomplished in the next five years from nine aspects, i.e., developing a strong domestic market, promoting innovative development of foreign trade, improving quality of foreign investment, advancing high-quality development at free trade zones, enhancing quality of outbound investment and economic cooperation, and deepening trade and economic cooperation under the "Belt and Road Initiative".

The Plan proposed to further ease conditions for foreign investors to make strategic investment in China's listed companies. Foreign investors are encouraged to step up investment in high-end manufacturing, advanced technologies, transformation and upgrade of traditional manufacturing companies, modern service industry, as well as

central and western regions; foreign companies are supported to set up global and regional headquarters and R&D centers, and participate in construction of new infrastructure projects.