

China's Foreign Exchange Regulations and Illegality in Private International Law by Dr. Jie (Jeanne) Huang

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About this event

When: Wednesday, 23rd November 4pm

Where: Room 3.1, Third Floor, Centre for Commercial Law Studies, 67-69 Lincoln's Inn Fields London WC2A

Format: In-person

This event is jointly hosted by QM Criminal Justice Centre and the Centre for Financial Law, Regulation & Compliance (FinReg) at the Institute of Advanced Legal Studies.

Abstract

China is one of the countries in the world enforcing the tightest foreign exchange regulations. However, it is controversial whether a commercial contract that is performed partly in China and partly in a commonwealth country would be unenforceable merely because it violates China's foreign exchange regulations. Based on Australian and English jurisprudence, this talk will explore the intersection between China's foreign exchange regulations and illegality in private international law. It discusses:

1. Disguised foreign exchange trading, underground banking, and fund splitting;
2. Under-invoicing in trade in goods to evade import tax and over-invoicing in trade in service to claim income tax refund in an importing country; and

3. Illegality in private international law.

Speaker Bio

Dr. Jie (Jeanne) Huang is an Associate Professor at the University of Sydney Law School in Australia. Her prize-winning research focuses on conflict of laws (private international law), especially comparative studies between the USA, the EU, Australia, and China.

She is the Co-chair of the American Society of International Law Private International Law Interest Group. She also serves as an Australian government expert on mission to the United Nations Centre for Trade Facilitation and Electronic Business (UN/CEFACT). She is on the executive committee of the International Law Association (ILA) Australia branch, and she serves as an editor for the Asian Journal of Law and Society. At the University of Sydney, she is the inaugural director for the LLM program and the co-director of the Centre for Asian and Pacific Law. Beyond the academic, Jeanne is an Arbitrator at the Hong Kong International Arbitration Centre and Shanghai International Economic and Trade Arbitration Commission (Shanghai International Arbitration Centre).

To reserve your spot, please see [here](#).