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China Legal Update

June 22, 2020

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I. NCP Outbreak: An Update on Beijing's Covid-19 Measures

On June 11, 2020, after 56 days of zero newly confirmed cases in Beijing, a new local case of a 52-year-old man in Xicheng District was reported. Till June 22, 2020, 236 new cases were discovered in Beijing. It is also reported that all these newly cases were directly or indirectly linked to the Xinfadi Agricultural Wholesale Market located in Beijing Fengtai District ("Xinfadi Market"). Accordingly, the area closed to Xinfadi Market is record as high-risk area. Based on newly cases reported these days, another 37 areas are recorded gradually as medium-risk areas and another 3 areas are recorded as high-risk areas. Thus, currently, there are altogether 41 areas marked as medium- or high-risk areas in Beijing.

In order to control the spread of the virus, Beijing raised its public health emergency response level from the 3rd level to the 2nd level on June 16, 2020 and implemented several timely measures. We highlight the following for your attention:

1. Sweeping nucleic acid test for the following people

It is reported that Beijing has carried out nucleic acid tests on over 2,297,000 people since June 13 and the following people are obliged to conduct a nucleic acid test:

(1) Residents living near Xinfadi Market, as well as Yuquandong and Tiantao Honglian market;

(2) People who visited the markets in past 14 days and their close contacts.

2. Restrictions on leaving Beijing

People who are not allowed to leave Beijing	 People reside in medium- and high-risk areas; Relevant people from the Xinfadi Market; Confirmed cases, suspicious cases, asymptomatic cases, as well as their close contacts and people with a fever. 	
People who are permitted to leave Beijing	Other people who need to leave Beijing must have a negative result for a nucleic acid test taken within the past 7 days.	

3. People reside in high-risk area (currently only one area as mentioned) must be totally closed off, meaning that people must stay at home for selfobservation and get nucleic acid tests.

4. Public indoor places, such as libraries, art galleries, museums, etc. should contain a 30 percent maximum capacity.

5. As of 9:10 am, June 17, it is reported that 1255 flights have been canceled. In addition, passengers who booked train tickets in and out of Beijing can get refunds for free as of June 16, 2020.

Business buildings, markets, hotels, restaurants, canteens, factories, stores and construction sites, etc. are working normally. Till now, there is no sign to lock down the whole city. With the development of the epidemic, rules might be changed from time to time and we will keep an eye on it.

As always, Asiallians Beijing Office remains at your services, as well as our Hong Kong and Taipei office.

II. Legal News

SPC's New Guidelines Released for Handling Civil Cases

On June 16, 2020, the Supreme People's Court released Guiding Opinions (III) on Lawfully and Properly Handling Civil Cases Related to the Novel Coronavirus Pneumonia ("NCP") Epidemic. We hereby summarize the content in the below chart:

Litigants	For foreign enterprises or organizations who cannot submit relevant identification documents or power of attorney due to the impossibility of conducting the notarization and legalization abroad, if they apply for an extension of submission, it shall be permitted.
Evidences collection	For evidences formed outside China which are unable to be collected due to the epidemic, application for extension of the time limit for adducing evidence can be permitted after review.
Filing statement of defense or appeal	For people who do not have a domicile within the territory of China, and who is unable to submit a statement of defense or file an appeal within the time limit due to the epidemic, application for extension of the time limit can be permitted after review, except that there is evidence showing that the people delayed the action maliciously.
Enforcement of foreign judgement/ruling	The time limit for a party concerned to apply for recognition and enforcement of legally effective judgments or rulings rendered by foreign courts or foreign arbitral awards shall be two years. If the party concerned is unable to apply for recognition and enforcement due to the epidemic during the last six months of the time limit, and apply for a suspension, the court shall support the

	ispension.
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(http://www.court.gov.cn/zixun-xiangqing-236781.html)

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