

# **BRICS Forum on the International Rule of Law**

**Sponsor: Chinese Academy of Social Sciences (CASS)**

**Organizer: Institute of International Law, CASS**

**Co-Organizers:**

**Center for Publicity and Education of the Rule of Law and Public Law Studies,**

**Institute of Law, CASS**

**Legal Application Bureau, China Democracy and Law Press**

**Social Sciences Academic Press (China)**

**Beijing Yingke Law Firm**

**7-8 September 2019, Beijing**

## **AGENDA**

**Note:** 10-15 minutes each person for speakers, maximum 15 minutes each person for commentators, and maximum 5 minutes each person for questions & answers

### **September 7, Saturday**

#### **Opening Ceremony (9:00-9:30)**

##### **Chairperson:**

Prof. MO Jihong, Director of the Institute of International Law, CASS

##### **Opening Remarks:**

1. Prof. LYU Zhongmei, Vice Chairperson in Residence of the Committee of Law and Society of the National Committee of the Chinese People's Consultative Conference, Vice President of the China Law Society, Professor at the Law School of Tsinghua University
2. Prof. CHEN Guoping, Secretary of the Joint Party Committee of the Institute of Law and the Institute of International Law, CASS
3. Ms. YANG Lin, Global Partner of the Beijing Yingke Law Firm

**Ceremony of First Publication of the Symposiums Celebrating the 10<sup>th</sup> Anniversary of the Institute of International Law, CASS (9:30-10:00)**

##### **Honored Guests:**

HU Yunteng, Justice of the Supreme People's Court, President of Case Law Studies Association of the China Law Society, Vice President of the Chinese Judicial Studies Association

YANG Qun, Chief Editor of the Social Sciences Academic Press (China)

LIU Nanlai, Honorary Member, CASS; Professor of the Institute of International Law, CASS

CHEN Zexian, Former Director of the Institute of International Law, CASS

ZHU Xiaoqing, Professor of the Institute of International Law, CASS

ZHAO Jianwen, Professor of the Institute of International Law, CASS

### **Keynote Speeches (10:00-11:00)**

1. Prof. LYU Zhongmei, Vice Chairperson in Residence of the Committee of Law and Society of the National Committee of the Chinese People's Consultative Conference, Vice President of the China Law Society, Professor at the Law School of Tsinghua University

*China's Environmental Rule of Law over the Past 70 Years: History and Future*

2. Mr. Shyam Divan, Senior Advocate, Supreme Court of India

*Environmental Rule of Law*

3. Prof. Pedro Trovão do Rosário, Dean of the Law Faculty of the Autonomous University of Lisbon

*BRICS, Portugal and the Silk Road*

**Tea Break (11:00-11:15)**

### **BRICS and the International Legal Order (11:15-12:45)**

Moderator: Prof. LIU Huawen, Deputy Director of the Institute of International Law, CASS

Commentator: Prof. SHI Jingxia, Dean of the Law School of the University of International Business and Economics

**Presentations (11:15-12:15)**

1. Prof. Sergei Belov, Dean of the Law Faculty of St. Petersburg State University

*Constitutional Values: Global and National*

2. Prof. Rostam Neuwirth, Law School of Macau University

*"BRICS Law": An Oxymoron?*

3. Prof. Serges Alain Djoyou Kamga, Thabo Mbeki African Leadership Institute, University of South Africa

*Developing a "Counter-Hegemonic International Law in a Hegemonic World": The Role of BRICS Countries*

4. Prof. LI Zan, Institute of International Law, CASS

*Pushing for the Convergence of the Laws of Different Countries Is a Domestic Law Approach for the BRICS countries to Build a Community of Shared Future for Mankind*  
**Comments and Discussion (12:15-12:45)**

**Lunch (12:45, Red Wall Hotel)**

**Mechanisms for Legal Cooperation Among BRICS Countries (13:30-15:15)**

Moderator: Prof. SHEN Juan, Institute of International Law, CASS

Commentator: Prof. WANG Lihua, Shanghai University of Political Science and Law

**Presentations (13:30-14:50)**

1. Prof. CONG Lixian, School of Intellectual Property of East China University of Political Science and Law

*The Construction of BRICS Intellectual Property Disputes Settlement Mechanism and Its Implementation Path*

2. Prof. Alexandr Svetlicinii, Law School of Macau University

*Role of Law for the BRICS New Development Bank*

3. Prof. ZHU Weidong, Institute of West-Asian and African Studies, CASS

*Recognition and Enforcement of Commercial Judgments between China and South Africa: Comparison and Convergence*

4. Prof. LIU Hongyan, Institute of Law, CASS

*Connecting the Laws and Standards of BRICS Countries in Their Economic and Trade Cooperation—From the Perspective of Sino-Russian Cooperation*

**Comments and Discussion (15:00-15:30)**

**Launching Ceremony of the New Book “The BRICS-Lawyers’ Guide to BRICS Texts and Materials” (15:30-16:00)**

Presentation by the Authors: Prof. Rostam Neuwirth & Prof. Alexandr Svetlicinii

Commentator: Prof. LI Qingming, Institute of International Law, CASS

**Tea Break (16:00-16:10)**

**Law Enforcement Mechanisms in BRICS Countries (16:10-17:30)**

Moderator: Prof. WANG Hanling, Institute of International Law, CASS

Commentators: Prof. QU Xiangfei, Institute of International Law, CASS

**Presentations (15:30-17:00)**

1. Prof. Sérgio Guerra, Getulio Vargas Foundation

*Brazilian Rule of Law and Regulatory Governance Framework*

2. Prof. Parineet Kaur, Indian Society of International Law  
*Role of Judiciary in the Implementation of International Law: An Indian Perspective*
3. Prof. LI Qingming, Institute of International Law, CASS  
*How Can the BRICS Countries Deal with US Exterritorial Jurisdiction?*

**Comments and Discussion (17:00-17:30)**

**Dinner (17:45, Buffet, 1st floor Inner Mongolia Hotel)**

### **September 8, Sunday**

#### **Legal System of Taxation and Investment in BRICS Countries (9:00-10:30)**

Moderator: Prof. LIAO Fan, Head of the Office for International Cooperation, Institute of International Law, CASS

Commentator: Prof. SONG Xiaoyan, Dean of the Law School of Shanghai University of Finance and Economics

#### **Presentations (9:00-10:00)**

1. Prof. Evandro Menezes de Carvalho,  
*Infrastructure Concessions and Privatizations in Brazil: Overview of the Legal Framework*
2. Prof. WANG Lihua, Shanghai University of Political Science and Law  
*A Comparative Study on the Legal System of Anti-Tax Avoidance in BRICS Countries*
3. Prof. JIANG Xiaohong, Institute of International Law, CASS  
*International Investment Treaties and the Sustainable Development*
4. Prof. YE Bin, Institute of European Studies, CASS  
*(Im)compatibility between EU Framework for FDI Screening and EU Free Movement Law*

**Comments and Discussion (10:00-10:30)**

**Tea Break (10:30-10:45)**

#### **Resolution of Commercial Disputes in BRICS Countries (10:45-12:10)**

Moderator: Prof. LIU Jingdong, Institute of International Law, CASS

Commentator: Prof. HE Jingjing, Institute of International Law, CASS

#### **Presentations (10:45-11:45)**

1. HE Yunhong, Deputy Secretary of the Party Work Committee of Kunming National Economic and Technological Development Zone  
*Kunming International Commercial Arbitration Service Center Promotes the Settlement of International Commercial Disputes among BRICS Countries, South Asia and Southeast Asia*

2. ZHANG Jingmei, Director of the Judicial Bureau of Kunming National Economic and Technological Development Zone  
*Legal Issues of BRICS Countries Technology Transfer Center in International Cooperation and Exchange in Kunming*
3. Prof. XUE Yuan, Law School of the University of International Business and Economics  
*Improving the Judicial Review System for International Commercial Arbitration in the Context of the Upcoming Revision of China's Arbitration Law*  
**Comments and Discussion (11:45-12:15)**

**Closing Ceremony (12:15-12:45)**

**Chairperson:** Prof. LIAO Fan, Head of the Office for International Cooperation, Institute of International Law, CASS

**Closing Remarks:**

1. Prof. Sergei Belov, Dean of the Law Faculty of St. Petersburg State University
2. Prof. SONG Xiaoyan, Dean of the Law School of Shanghai University of Finance and Economics
3. Prof. MO Jihong, Director, Institute of International Law, CASS