

Chinese Capital Market **Takeover and Restructuring** Guide

by Chenqian Lin



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Henry Wai-Chung Yeung



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[Chinese Capital Market Takeover and Restructuring Guide](#) Chengwei Liu, 2010-01-01 Although several useful entry guides to China for business investors have appeared in recent years this is the first book to focus on a business strategy that is becoming increasingly important and attractive to businesses in China the takeover and restructuring of a listed company This practice orientated book has an additional value moreover in that it fully takes into account not only the relevant regulations most of which were promulgated or updated from 2005 to 2010 but also the actual structures and procedures of nearly ninety announced deals right up to September 2010 In unprecedented details the author an experienced MandA lawyer describes China specific takeover and restructuring cases involving foreign investors as well as state owned shareholders on the Shanghai Stock Exchange the Shenzhen Stock Exchange and ChiNext The presentation and analysis covers such elements as the following the standard bids such as tender offers negotiated transfers indirect takeovers and subscriptions for new shares the special accesses available to a foreign investor such as qualifying as a strategic investor or qualified foreign institutional investor QFII the particular situations where state owned shareholder SS is involved or where a share exchange occurs including where a foreign investor subscribes by injecting or acquires indirectly via its onshore foreign invested enterprise the basic restructuring approaches of a listed company public offering and private placement and the full meaning and significance of

the substantial asset restructuring SAR which may be asset purchases disposals or swaps or the SAR in special cases merger or separation deals The author s illustration of deal structures and step by step procedures visualized in over 150 charts and checklists gives the reader a clear path to follow through what can seem like a forbiddingly difficult process a path rendered more secure by the deal histories presented For companies with operations in China or considering such operations as well as professionals advising on these companies this book is a goldmine of crucially valuable information and guidance There is nothing else available that comes close to its authority or expertise in this area China's Foreign Investment Legal Regime

Yuwen Li, Cheng Bian, 2022-03-10 China has developed a piecemeal pattern of regulating foreign investment since the end of 1970s The latest law is the Foreign Investment Law FIL which became effective on 1 January 2020 The groundbreaking new FIL is well acknowledged for its promises and affirmations pledged to investors signalling China s eagerness to improve its investment environment and regain momentum for investment growth This book provides an updated and holistic understanding of the key features of the regulatory regime on foreign investment in China with critical analysis of laws and their implementation It also examines sensitive and complex legal issues relevant to foreign investment beyond the 2020 FIL and new developments on foreign related dispute settlement The book uses cases of success and failure to illustrate the nuances and differences between law and practice regarding foreign investment Considering China s magnitude in the global economy and the weighty role of the regulatory system on foreign investment in China this book is of great interest to a wide range of audience including academics in the field of investment law legal practitioners policymakers and master s students in law and in management **The Chinese Capital Market** Annette Kleinbrod, 2008-03-12 The significance of China s

development reaches far beyond the country s domestic concerns This is due to a variety of factors among them the country s rapid growth and development and its increasingly open borders allowing it to become a member of the regional and international community of states over the last twenty five years China is not a major force yet but its voice is gaining influence Simultaneously its development on domestic regional and international levels is a huge uncertainty which inheres both potential and risk and is likely best described by the title of Johnny Erling s book China der grosse Sprung ins Ungewisse China the Great Leap into the Unknown Thereby the attempts to understand the relevant processes and related prospects often appear to be an endless puzzle which allows for firther insight with every piece that can be added while a certain dimension of mystery remains as China develops ftirther Today China s development is challenged considerably by a number of factors in the fields of the society policy economy and environment Finding a viable solution to these challenges and sustaining development is a concern of great priority to the Chinese government A decisive question with this in mind is how the financial system could be enhanced to a level at which it would be an effective catalyst for development *The Chinese Stock Market Volume II* S. Cheng, Z. Li, 2014-12-15 Both quantitative and qualitative analysis is used to review China s stock market in a book containing the latest research on China s IPO market the 2006 07 market bubble the development of

institutional investors the stock index futures market stock sector performance corporate governance of listed firms and China's growth enterprise market

Chinese Company and Securities Law Chengwei Liu, 2016-01-21 China enjoys the highest level of foreign investment of any country in the world today Yet despite substantial liberalization in last decades investment in China remains tightly circumscribed For complex reasons stemming from China's protection of its own internal economy the government hedges foreign investments either green field Foreign Direct Investment FDI or Mergers and Acquisitions M the cross border acquisition of a domestic company by foreign investors including the restructuring of existing FIEs by way of domestic re investment or equity transfer or mergers the takeover of a PRC listed company by foreign investors through such ways as a Qualified Foreign Institutional Investor QFII RQFII or strategic investment the acquisition of a State Owned Enterprise SOE either listed or non listed SOE the merger control review and national security review involved in an M and the Initial Public Offering IPO follow on offerings including private placement on Chinese capital market as well as the issuance of corporate bonds in China Since the year 2008 when the first edition was published lots of significant developments were made in regard to the laws and regulations in FDI M As and capital market Such developments and new regulations are given an up to date analysis in this second edition For law firms advising companies on investing in China or for in house counsel this book is without peer as a comprehensive reliable and easy to use resource At every stage of a project from the initial business decision to problems arising after successful start up and during day to day operations it will provide clear authoritative guidance for years to come

Mergers & Acquisitions And Partnerships In China Olivier Coispeau, Stephane Luo, 2015-03-23 Mergers Acquisitions and Partnerships in China provides a fast and accessible framework to external growth in China and is an attempt to accurately describe the main operative conditions and in particular the most common pitfalls for foreign businessmen The business cases in this book illustrate real business situations including different outcomes and a thorough analysis of the reasons for success or failure of the case The authors provide all the necessary tools to better master the negotiation and transaction process and provide in particular detailed explanation on the due diligence process and the regulatory framework to help readers successfully lead acquisitions in China Written by well known experts in finance law and management who all have deep business knowledge of China the book aims to help practitioners such as law firms audit and advisory firms and entrepreneurs to start or grow their businesses in China through successful partnerships and acquisitions and mergers by explaining how these aspects are regulated by a complex web of laws regulatory and political practices in a context where the state plays a key role in the approval of important transactions

Historical Perspectives on Chinese Economics (1949-2011) Zhuoyuan Zhang, 2020-10-16 The book summarizes the 60 year development of economic theories explaining in detail the features and development of economic theories from 1949 to 1976 and in the reform and opening up period The author has made a systematic theoretical analysis on the economic situation from two different stages before and after China's reform and

opening up which put forward many unconventional point of view and it has contributed visionary ideas for the research on China s economy It provide the readers with a general understanding of the economic trend and development of contemporary China with many pertinent answer to the practical and concrete problems about China s economy

Handbook of Research on Asian Business Henry Wai-Chung Yeung,2007 This volume is excellent Students who are interested in Asian business should read it and will find the comprehensive bibliography offered by the different contributors very helpful In light of the recent global financial crises it is time to re examine the Asian miracles as well as the Western models of business organizations and regulations This volume offers great insights not just on Asian business but also on Western economies and business It is also time to adopt an integrative approach recommended by Yeung through comparative research of businesses and economies in different institutions and cultures Yifei Sun Economic Geography An absolute must have for college library reference shelves filled cover to cover with keen analyses that any businessperson seeking to make inroads in an Asian market needs to study at length Midwest Book Review This book serves as an important guide to the many fascinating research questions about Asian business waiting to be addressed The study of Asian business has reached equality in importance to the study of business in Europe and North America Researchers who study any of these regions have an incentive to follow the study of business in the other regions if for no other reason than that many global firms from each region operate in all regions now Nonetheless the more important reason for knowledge transfer among researchers of each region is that these exchanges can only advance everyone s research Henry Yeung and the contributors are to be thanked for setting out a rich agenda for research on Asian business that will elevate this study to equality with research elsewhere in the world Eurasian Geography and Economics This book is extremely comprehensive and well researched It will be of particular interest to scholars in the fields of international business development studies economic geography regional studies as well as international and national policymakers Science Technology Society The rise of Asia as an important region for global business has been widely recognized as one of the most significant economic phenomena in the new millennium This accessible and comprehensive Handbook brings together state of the art reviews of Asian business in an expansive range of areas including business organizations strategic management marketing state business relations business and development business policy issues It is argued that whilst academic studies on Asian business have been in existence for over two decades there is relatively little systematic integration of our knowledge and research on Asian business The contributors drawn from a variety of disciplines within the social sciences aim to redress the balance with their lively cutting edge discussion Serving as a timely overview of more than two decades of scholarly research this Handbook will be an essential resource for academics students and researchers interested in Asian business

Comparative Corporate Governance : A Chinese Perspective Yuwa Wei,2003-04-01 The analysis is notable for its insistence that for a corporate governance system to work the principles and practicalities of that system must be derived

from customary cultural norms Experience shows that imported models although they may be enshrined in law lead to economic stagnation unless actual practice is monitored and reformed and the laws change to reflect these necessary adjustments Thus the model proposed here begins with the Company Law of 1994 and proceeds to show how practical experience is already providing valuable data for the task of improving the law Regulation of Foreign Mergers and Acquisitions Involving Listed Companies in the People's Republic of China Lusong Zhang,2007 Since its accession to the World Trade Organization WTO China has undertaken stronger initiatives toward adapting its legal system to support the development of a market oriented economy However in this important new study the author contends that Chinaand s steps in this direction are not sufficient Although barriers to merger and acquisition MandA involving listed companies including its policy support The analysis highlights such aspects as the following and features and structures of the current Chinese foreign Mandamp A market and China s state owned enterprise reform and functions of the Chinese stock market and Chinese foreign investment policy and components of the Chinese legal system specific to foreign Mand and and comparative studies of foreign Mandamp A regulation and experience US EU UK and Russia and what may be useful in each for China The authorand s detailed recommendations for the improvement of the Chinese legal system primarily concern the regime of state ownership exercise the establishment of an antitrust scheme the improvement in the regulation of corporate takeovers and national treatment of foreign investors under the WTO system This is in every way a ground breaking contribution to the literature of international trade law The authorand s deeply informed and cogent analysis will be of immeasurable value to policy makers and academics across a range of fields and the bookand s practical value to business persons everywhere with an eye on China cannot be overestimated *Economics and the Stock Market Game* ,1988 **Journal of Chinese and Comparative Law** ,1999 China Economic News ,2008 **Investment in China** Jeffrey L. J. Sheng,2003 Proceedings of the National Conference on the Post-1990 Economic Policy ,1989 **Seminar on Venture Capital and Start-up Companies** ,2004 *Stanford Journal of International Law* ,1999 Los Angeles Lawyer ,2003 *Mergers & Acquisitions Yearbook* ,2003

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