China Contracts: Make Them Enforceable Or Don’t Bother

Every foreign business person who enters into a contract with a Chinese company needs to consider a fundamental question: how will the contract be enforced, writes Steve Dickinson on the China Law Blog, published by Harris & Moure. in the article, he discusses how to be able to pursue a claim successfully against a Chinese company.

“First, there must be a written contract between the parties, executed by both parties in accordance with the requirements of Chinese law,” he writes.

“Second, the contract must be enforceable in China. As a practical matter, no Chinese court will enforce a foreign judgment and it can be quite difficult to get them to enforce a foreign arbitration award.”

Read the article.