

The Interim Provisions Concerning Establishment of Meeting and Exhibition Company on Foreign Businessman Investment

Decree of Ministry of commerce of People's Republic of China No.1 (2004)

The interim provisions concerning establishment of meeting and exhibition Company on foreign businessman investment were reviewed and adopted at the first Ministry Affairs Session of the Ministry of commerce of People's Republic of China, promulgated now and effective 30 days after the date of promulgation.

Lu Fu Yuan, Minister

January 13, 2004

Article 1 This provisions were formulated for the purpose of encouraging foreign company, enterprises and other economic organization to establish meeting and exhibition Company on foreign businessman investment, hold foreign economy and technology exhibition and meeting in accordance with law of the people's Republic of China on Chinese-foreign equity joint ventures, law of the people's Republic of China on Chinese-Foreign Contractual Joint Ventures, law of the people's Republic of China on foreign-capital enterprises and relate law and regulations

Article 2 The state encourages to introduce advanced special technology internationally on organizing meeting, exhibition and specialty exchange to establish meeting and exhibition company on foreign businessman investment, to promote exhibition business of the state to develop, to gain great social and economic efficient. The proper business activity within the territory of China and legitimate rights and interests of meeting and exhibition Company on foreign businessman investment shall receive the protection of Chinese law.

Article 3 Ministry of commerce of People's Republic of China (hereafter referred to as Ministry of commerce) and departments of commercial affairs with its authorization are organs in charge of inspection, approval and administration of meeting and exhibition Company on foreign businessman investment.

Article 4 Meeting and exhibition Company on foreign businessman investment with its establishment upon approval may operate these businesses as followed according to regulations:

- 1) To host and undertake various exhibition and meeting on economy and technology within the territory of china
- 2) To hold meetings outside the territory of china

For holding meeting and exhibition outside the territory of china, if there are other stipulations, it shall be followed.

Article 5 The foreign investor may, in accordance with the provisions, establish meeting and exhibition Company on foreign businessman investment either in the foreign-invested form within the territory of china or in the form of equity joint and Contractual Joint with the company, enterprises and other economic organization (hereafter referred as Chinese investor) in accordance

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with the principle of equality, mutual benefit.

Article 6 The foreign investor applying for establishment of meeting and exhibition Company on foreign businessman investment shall request the r experiences and achievements that it have ever host ed the international fair, specialty exhibition and international meeting.

Article 7 where the applicant applies for meeting and exhibition Company on foreign businessman investment, it shall submit the followed files to the commercial affairs department in charge at provincial level of the company's domicile.

- 1) The application for establishment of meeting and exhibition Company on foreign businessman investment signed by the investor
- 2) The contract and constitution of meeting and exhibition Company on foreign businessman investment signed by the investor (the constitution is only requested if establishing the meeting and exhibition Company on foreign businessman investment in the form of exclusive investment)
- 3) The registration certificate of investor (copy document), the certificate of legal preventative (copy document), the delegation certificate of member of board of director and the credit certificate of bank.
- 4) The notice of pre-check and approval for name to establish the meeting and exhibition Company on foreign businessman investment issued by the administrations for industry and commerce (copy document), and
- 5) The certificate that the foreign investor have ever hosted he international fair, specialty exhibition and international meeting.

Article 8 The commercial affairs department in charge at provincial level shall determine to make approval or not within the 30 days from the date of receiving the whole documents prescribed as article 7 of this provision. If determining to make approval, it shall issue the certificate for the foreign-invested company; if not determining to make approval, it shall demonstrate the cause and apprise the applicant of the right of application for administrative review in accordance with law and bring a administrative suit.

Article 9 The applicant shall, within a month after the date of receiving the certificate for the foreign-invested company issued, apply to administration for industry and commerce for making registration in accordance with related regulations of the state.

Article 10 Where the meeting and exhibition Company on foreign businessman investment apply for hosting exhibition on economy and technology in china, it shall take action in accordance with relate regulations of the state.

The administrative regulations as far as the meeting and exhibition Company on foreign businessman investment in china invites to attend the international economic and trade exhibition held outside the territory of china or hold the said exhibition outside territory of china shall be e

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old the said exhibition outside the territory of china stipulated separately.

Article 11 Where the meeting and exhibition Company on foreign businessman investment alter the Chinese and foreign investor, alter the shares and alter the branches, after reporting commercial affairs departments in charge at provincial level for approval, it shall complete the registration formalities of business license in administration for industry and commerce in accordance with the provisions

Article 12 The meeting and exhibition Company on foreign businessman investment shall, while importing the exhibits, handle import procedure and make administration and supervision in accordance with related supervisory and administrative provisions for imported exhibits.

Article 13 Where the company, enterprise and other economic organizations of the Hong Kong Special Administrative Region, the Macao Special Administrative Region, Taiwan establish the said company in the mainland, it shall implement by reference to this provisions.

Article 14 The provisions shall be interpreted by Department of Commerce.

Article 15 The provisions shall come into force as of 30 days after issue.

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