

Trade & Investments with China

Post New Investment Laws

Venue:
EQ Hotel
Jalan Sultan Ismail
50250 Kuala Lumpur

Date:
29 April 2019
Monday
9:00am - 2:00pm

Supported by:

MCCA

Persatuan Peguam - Peguam Korporat Malaysia
(Malaysian Corporate Counsel Association)

Speakers

Part I



John Shi
Partner
Bird & Bird
Beijing

Part II



Ying Wang
Partner
Bird & Bird
Shanghai

Part II



Leonard Yeoh
Partner
Tay & Partners
Kuala Lumpur

Please RSVP to **Sue Low** at sueyeung.low@taypartners.com.my by **16 April 2019** to confirm your attendance as seats are limited. Seats are on a first-come, first-served basis.

TRADE & INVESTMENTS WITH CHINA. TAY & PARTNERS, IN CO-OPERATION WITH BIRD AND BIRD SUPPORTED BY MALAYSIAN CORPORATE COUNSEL ASSOCIATION TAKE A LOOK AT TWO VERY TOPICAL ASPECTS:

Part I: The US/China Trade Dispute & China's new Foreign Investment Laws: What it means for Malaysian Businesses

Background: China has been locked in a bruising trade dispute with the United States in recent years. In March 2019, China's National People's Congress passed a new Foreign Investment Law. It will come into effect on January 1, 2020 and is a new guiding document to govern foreign investment in China. The new Foreign Investment Law pledges to "build a market environment of stability, transparency, predictability, and fair competition" for foreign investors. In a recent press conference, Premier Li Keqiang explained that the law is part of China's "fundamental state policy" to open up to the world. Li further elaborated that, "this piece of legislation is designed to better protect and attract foreign investment through legislative means."

Part I of this seminar will review a number of the provisions that is designed to give foreign investors a level playing field with their domestic counterparts and consider how best to prepare for 2020, while understanding some of the impact of regional trade agreements.

Part II: Employment Practice & Law - A Comparative Review of China & Malaysia's Position

Background: Employment laws are a key area of focus for businesses looking to invest in China. Rules and policies around working hours & holidays, social security contributions & unemployment benefits, Retrenchments & disputes are compliant with local laws, regulations and even market practice, can significantly impact the bottom line. Staying compliant to all the local laws and regulations is also challenging to manage.

Part II is designed as a comparative review, aimed at giving businesses insight not only into China's approach to employment practice and laws, but contrasting it with Malaysia's current position, in order to quickly understand some of the challenges business invested in both Malaysia and China should be aware of. Chinese firms would also benefit from this comparative review.

9.00	Registration & Networking Opportunity
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9.30	Welcoming Remarks <i>by Tay Beng Chai, Managing Partner, Tay & Partners, Malaysia and Partner, Bird & Bird, Singapore</i>
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9.35	Part I : The US/China Trade Dispute & China's new Foreign Investment Laws: What it means for Malaysian Businesses <ul style="list-style-type: none">• <i>Introduction to investing in China</i>• <i>China's New Investment Laws</i>• <i>Regional Trade Agreements</i>• <i>How are Malaysian investors impacted?</i>
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10.40	Coffee Break
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11.00	Part II : Employment Practice & Law - A Comparative Review of China & Malaysia's Position <ul style="list-style-type: none">• <i>General overview, employment at will, security of tenure</i>• <i>Working hours, leaves & public holidays</i>• <i>Social security contributions & unemployment benefits</i>• <i>Retrenchment & termination</i>• <i>Dispute resolution process</i>
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12.15	Lunch
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SPEAKERS' PROFILE



John Shi

Partner

Bird & Bird, Beijing
john.shi@twobirds.com

John regularly advises multinationals and Chinese companies on their cross-border investments and M&As as well as related compliance and regulatory matters in a wide range of sectors. He is highly regarded in the market for his extensive experiences in transactional and commercial work in various sectors and experienced in assisting Chinese companies with their outbound investments.

John is a Partner in the Corporate team and Chief Representative of Bird & Bird's Beijing office.

Based in China for more than 20 years, he represents multinationals and local companies across a wide spectrum of key industries, particularly aviation, satellite, hi-tech, advanced manufacturing, telecommunications and renewable energy.

John also regularly works with colleagues in our global network to advise Chinese companies including well-known state-owned enterprises and privately-run businesses on their offshore investments across jurisdictions such as Continental Europe, Russia, Australia, US, UK and Singapore.

John is also experienced in data protection (including General Data Protection Regulation) issues, export controls and sanctions and anti-corruption compliance matters.



Ying Wang

Partner

Bird & Bird, Shanghai
ying.wang@twobirds.com

Ying has a strong track record in advising both international and domestic clients on contentious and non-contentious employment issues.

Ying Wang is a partner in Bird & Bird's International HR Services Group, based in Shanghai, where she heads its Employment practice for China.

She has nearly 18 years' experience across the full range of employment issues, including various PRC labour and social insurance regulatory matters, mass layoffs, labour disputes, M&A-related matters, cross-border employment, and daily corporate labour issues. In addition, Ying was appointed as a part-time Arbitrator of the Shanghai Labour Dispute Arbitration Committee in September 2004 and advises on labour arbitration and litigation.

Ying's clients include multinational companies and Fortune 500 companies in various industries such as commercial banking, investment banking, FMCG, retail, luxury, IT and automobile. Ying also advises start-up companies and newly-established Foreign Invested Enterprises (FIEs), including M&A and restructures.



Leonard Yeoh

Partner

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Leonard has more than 23 years of experience handling labour and employment law matters. He frequently represents blue-chip corporate clients and foreign multinational companies. Leonard speaks and chairs regularly at international and regional legal conferences on labour and employment law.

Leonard heads the Employment & Industrial Relations and Dispute Resolution practice groups at Tay & Partners.

Leonard is widely regarded as one of the leading employment lawyers in Malaysia. He has been appointed as the Vice-Chair of the Employment & Immigration Laws Committee of the Inter-Pacific Bar Association. He is the Team Leader of Central APAC for Labor Law Plus that oversees Malaysia, Singapore, Philippines, Indonesia, Japan, Taiwan and South Korea. He was also a member of both the Home Affairs & Human Resource Committee and the Arbitration & Legal Affairs Committee of the Malaysian International Chamber of Commerce and Industry (MICCI) and Federation of Manufacturers Malaysia (FMM).

Leonard is featured in the International Who's Who of Management Employment Lawyers. He is also consistently named by Chambers Asia-Pacific, Legal500 Asia-Pacific and Asialaw Leading Lawyers.