



China

Governing Law & Dispute Resolution Mechanism

Copyright Law (Promulgated in 1990, amended in 2001 and 2010). Article 8 of the Copyright Law (added in the 2001 Amendment) provides that copyright owners or owners of the related rights may authorize collective societies to exercise their rights. Upon authorization, a collective society may exercise the rights in its own name, and may participate as a party in legal or arbitration proceedings concerning the relevant rights. In 2005, China promulgated the Copyright Collective Management Regulations ([click here for an unofficial English version](#)). An overview of the Regulation can be found at [here](#) (please read part III of the linked article.)

Is there a specialized dispute resolution body?	No
Which Body?	N/A
Do the general courts have jurisdiction to determine reasonable license terms where they cannot be agreed?	Yes

Which court?	<p>Any ordinary court can determine whether a license term is reasonable.</p> <p>In practice, because the PRC collective societies are all based in Beijing, the courts in Beijing generally have more experience and more frequent opportunity to review cases involving license terms.</p>
--------------	--