

(Courtesy translation)

**Opinion on Fully Leveraging the Functions of Arbitration
to Serve the High-Quality Development of
the Guangdong-Hong Kong-Macao Greater Bay Area**

(Jointly issued by the Supreme People's Court and the Ministry of Justice)

In order to implement the decisions of the Third Plenary Session of the 20th Central Committee of the Communist Party of China on deepening the reform of the arbitration mechanism, in accordance with the requirements of *the Outline Development Plan for the Guangdong-Hong Kong-Macao Greater Bay Area* and *the Implementation of the 14th Five-Year Plan regarding the Construction of the Guangdong-Hong Kong-Macao Greater Bay Area* to “promote the establishment of a diversified dispute resolution mechanism based on consultation, joint contribution, and shared benefits” and “improve the international commercial dispute resolution mechanism and build an international arbitration centre,” to fully leverage the functions and edges of the arbitration mechanism, to create a market-oriented first-class international business environment based on the rule of law, and to facilitate Hong Kong and Macao’s integration into the national development, the following opinions are provided:

1. Hong Kong- and Macao-invested enterprises established in any of the nine Mainland cities of the Guangdong-Hong Kong-Macao Greater may, in addition to the Mainland, also choose Hong Kong or Macao as the seat of arbitration for resolving commercial disputes.

2. Accelerate the construction of world-class and top arbitration

institutions in the Greater Bay Area by strongly integrating the development of pilot centre(s) of international commercial arbitration centre(s) in Guangzhou and Shenzhen with the development of international legal and dispute resolution service centre(s) in Hong Kong and Macao, plan the construction of a Greater Bay Area international commercial arbitration centre, establish unified arbitration rules and an online dispute resolution platform for the Greater Bay Area, form a global, leading and influential international commercial arbitration hub, enhance the reputation and competitiveness of arbitration in China.

3. Consolidate and improve arbitration rules and business models to meet the demands of developing new quality productive forces, regulate the development of online arbitration, explore the application of intelligent technology in arbitration, so as to serve the healthy development of emerging industries such as artificial intelligence, digital economy and life sciences.

4. Establish fully functional and regulated service platform(s) which connects people's courts, judicial and administrative organs, and arbitration institutions in the nine Mainland cities, facilitate the processing of interim measures for arbitrations and other matters through the people's court online service platform, and further organic connection between arbitration and litigation.

5. Establish a database of cases of arbitration and judicial review in the Greater Bay Area, strengthen the publication and publicity of notable cases, with a view to guiding arbitration institutions to handle arbitration cases according to law, encouraging parties to choose arbitration for resolving disputes, and supporting arbitration in playing a more prominent role.

6. Support the construction of a recommended panel of arbitrators from Guangdong, Hong Kong and Macao, promote the sharing of resources and mutual recognition and engagement of arbitrators in the Greater Bay Area. Explore formulating international service standards for tribunal secretaries in the Greater Bay Area, explore the establishment of a recommended list of tribunal secretaries and a mechanism for arbitral tribunals' free choice of tribunal secretaries, promote sharing of tribunal secretaries in the Greater Bay Area. Promote sharing of information among people's courts, judicial and administrative organs and arbitration institutions, enhance communication and cooperation regarding arbitration.

7. Support the establishment of a joint training mechanism for foreign-related arbitration talents in the Greater Bay Area, jointly build training and practice bases by Guangdong, Hong Kong and Macao for arbitrators and tribunal secretaries, and conduct joint training for judges and arbitrators in the nine Mainland cities. Fully leverage the role of Hong Kong's foreign-related legal talent training mechanism and implement foreign-related arbitration talent training projects.

Source: The Supreme People's Court website¹

¹ <https://www.court.gov.cn/zixun/xiangqing/454931.html> (simplified Chinese version only)