



## Legal Updates

### [State Administration for Market Regulation: implement notification and commitment system for the renewal of cosmetics production license](#) [Read more](#)

On August 6, the State Administration of Market Regulation announced “The Measures for the Supervision and Administration of Cosmetics Production and Operations”, which will be implemented from January 1, 2022.

The Measures focus on four aspects: 1) Make clear to implement the notification and commitment system for the renewal of cosmetics production license, and strengthen the supervision measures after notification and commitment, if the licensee does not meet the license conditions, the license shall be revoked according to law; 2) Request for the registrants, recorders and entrusted manufacturers of cosmetics to establish a production quality management system and implement the quality and safety responsibility system; 3) Refine and clarify the requirements for cosmetics operations and management. 4) In combination with the actual situation of the supervision, refine the responsibility for review, report, inspection and suppression of illegal activities of the organizers of e-commerce platforms, centralized trading markets and trade fairs, and strengthen the regulatory measures and responsibilities of regulatory authorities.

### [Beijing issued the industrial wage guidelines \(2021\)](#) [Read more](#)

In order to strengthen the macro guidance on the wage distribution of enterprises in different industries, Beijing Municipal Human Resources and Social Security Bureau issued “The Notice on Issuing the Industrial Wage Guidelines of Beijing in 2021” on August 10.

The Notice pointed out that this year, industry wage guidelines were issued for 18 industries, including: food manufacturing, general equipment manufacturing, electrical machinery and equipment manufacturing, computer, communication and other electronic equipment manufacturing, retail of automobiles, real estate, etc.

The Notice recommends that during the use of industrial wage guideline, the enterprises should refer to 1) the expected level of sales revenue and the average wage level of employees in the current year, and 2) the position of the three indicators which are: labor cost, investment and production in the same industry.

### [Shanghai issued the list of key industries in the EIA of construction projects in 2021](#) [Read more](#)

In order to continuously optimize the business environment, deepen the reform of "streamline administration and delegate powers" of Environmental Impact Assessment (EIA) and effectively connect the management of the license of pollutant discharge, Shanghai Municipal Bureau of Ecology and Environment recently issued “The list of key industries in the EIA of construction projects in Shanghai (2021 Edition)”. Nine categories of industries are included in the list, including petrochemical, pharmaceutical and chemical fiber industries; non-metallic mineral products, ferrous metals and non-ferrous metals; environmental infrastructure industry.

### [Five departments issued “Several Provisions on Automobile Data Safety Management \(for Trial Implementation\)”](#) [Read more](#)

On August 16, the Cyberspace Administration of China, the National Development and Reform Commission, the Ministry of Industry and Information Technology, the Ministry of Public Security and the Ministry of Transport jointly issued the “Several Provisions on Automobile Data Safety Management (for Trial Implementation)”, which will come into force on October 1, 2021.

The Provisions follow up the latest Data Security Law, focusing on the security risks of personal information and important data in the automotive field. They advocate that the processors of automobile data shall adhere to the data processing principles such as "processing in vehicle", "non collection as default ", "accuracy range applicable", "desensitization processing" in carrying out automobile data processing activities, so as to reduce the disorder collection and illegal abuse of automobile data. The Provisions also specify the specific requirements for the processors of automobile data to process personal information and sensitive personal infor-



mation, as well as the specific systems for processing important data, including risk assessment report system, cross-border transfer safety assessment system, random inspection system, annual report system, and annual supplementary report system.

## **[The State Council promulgated the “Security Protection Regulations for Critical Information Infrastructure”](#) [Read more](#)**

On August 17, the State Council announced the full text of the “Security Protection Regulations for Critical Information Infrastructure” adopted at the 133rd executive meeting of the State Council on April 27 this year, which will come into force on September 1, 2021.

The Regulations have six chapters and 51 articles, mainly including six aspects: 1) define the scope of critical information infrastructure and the principles and objectives of protection; 2) clarify the supervision and management system; 3) improve the identification mechanism of critical information infrastructure; 4) define the responsibilities and obligations of the operator; 5) define the safeguard and promotion measures; 6) clarify the legal responsibilities of each aspect.

## **[The Standing Committee of the National People's Congress voted to pass The Personal Information Protection Law](#) [Read more](#)**

On August 20, the 30th meeting of the Standing Committee of the 13th National People's Congress voted and adopted the Personal Information Protection Law, which will come into force on November 1, 2021.

This law has 8 chapters and 74 articles. On the basis of relevant laws, this law further refines and completes the principles of personal information protection and the rules of personal information processing, defines the boundaries of rights and obligations in personal information processing activities, and improves the working system and mechanism of personal information protection.

This law includes a special chapter to clarify the obligations of personal information processors, such as compliance management and ensuring the security of personal information. It also emphasizes that personal information processors need to obtain individual consent and conduct personal information protection impact assessment in advance, when the personal information has been provided cross-border, and clarify the ways to provide personal information abroad, including passing the security assessment organized by the network and information security management department, certified by professional institutions, and concluding standard contracts.

## **[The financial industry innovation support policy \(version 2.0\) of Lingang Special Area of China \(Shanghai\) Pilot Free Trade Zone was released](#) [Read more](#)**

On August 20, the Management Committee of Lingang Special Area of China (Shanghai) Pilot Free Trade Zone issued the revised Measures to Support the Innovative Development of Financial Industry in Lingang Special Area of China (Shanghai) Pilot Free Trade Zone, which is valid until December 31, 2025.

In terms of the scope of policy support, the Measures are applicable to domestic and foreign financial service enterprises and functional institutions registered in Lingang Special Area, with sound financial management system and good credit, including enterprises, such as licensed financial institutions, new financial institutions such as fintech companies, investment fintech companies.

The Measures specify that financial institutions falling in the scope will be given a reward for locating within, with a maximum of 60 million yuan; for the newly introduced abroad high-end financial talents in short supply, if they meet the conditions, they will be given subsidies to balance the individual income tax burden. The Measures also define the contents of economic contribution reward, characteristic business support, and financial innovation reward.



**[The State Council promulgated “the Regulations of the People's Republic of China on the Administration of the Registration of Market Entities”](#) [Read more](#)**

On August 24, 2021, the State Council announced the Regulations of the People's Republic of China on the Administration of the Registration of Market Entities adopted at the 131st executive meeting of the State Council on April 14 this year, which will come into force on March 1, 2022.

After the official implementation of the Regulations, the Administrative Regulation of the People's Republic of China on the Registration of Companies, the Administrative Regulation of the People's Republic of China on the Registration of Enterprise Legal Persons, the Administrative Measures of the People's Republic of China on the Registration of Partnerships, the Administrative Regulation on the Registration of Specialized Farmers' Cooperatives and the Administrative Provisions on the Registration of Legal Representatives of Enterprises as Legal Persons will be repealed at the same time.

The Regulations make unified provisions on the registration management of various enterprises, individual industrial and commercial households, farmers' professional cooperatives and other market entities engaged in business activities for profit in China, further optimize the registration process, reduce the registration links, simplify the application materials, improve the convenience of registration, reduce the institutional cost and reduce the burden on enterprises.

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