China's State Council Releases 2024 Legislative Work Plan

Article By:

Aaron Wininger

On May 9, 2024, China's General Office of the State Council issued the State Council 2024 Legislative Work Plan (???2024??????). The Plan mentions 21 legal bills to be submitted to the Standing Committee of the National People's Congress for review, 30 administrative regulations to

8	中华人民共和国中央人民政府	Q) #2 # # # !!!!!##	1.659 (1928)
	$\mathbf{RR} > \mathbf{RREH} \rightarrow \mathbf{RREH} > \mathbf{SR}, \mathbf{RE}, \mathbf{RE} > \mathbf{RE}$	99: MM + MA - 1 - 100 () - 00 - 000 / 1 - () ()	0
	· 索 引 号, 010114240/2024-0042	主题分类。 公安、安全、司法(司法	
	煮文机关。 国务院办公厅	成文日期, 2024年18月16日	
	每 量、国务院办公厅关于印发《国务院203年度立法工	你计划》的通知	
	東文字号: 国亦有 (2024) 22号	教育日期: 2024年18月19日	
	《国务院2024年	办公厅关于印发 度立法工作计划》的通知 系 (204) 204	
	各省、自治区、直辖市人民政府、国务院各部委、各直属限制		
	《国苏陈2054年度立法工作计划》已经更非关、国苏陈四	唐、贾尔波经会们、请认真贯彻执行。	
		国务院の会行	
		2024年6月96日	

be formulated and revised, and other legislative projects to be completed.

IP-related legislation includes the "Draft Amendment to the Anti-Unfair Competition Law" (AUCL) drafted by the State Administration for Market Regulation (SAMR) to be submitted to the Standing

Committee of the National People's Congress for review. Enacted in 1993 (and subsequently amended in 2017 and 2019), the AUCL regulates unfair competition activities that disrupt market competition and harm the lawful rights and interests of others. The AUCL has been effectively used by foreign entities in litigation over unregistered trademarks.

The <u>most recent draft from the SAMR</u> of AUCL mainly focused on the digital economy with a new article 4 stating "Operators must not use data and algorithms, technology, capital advantages, and platform rules to engage in unfair competition." Articles focusing on trade secrets and other areas are also added.

In addition, the Regulations on the Protection of New Plant Varieties (Revised) are to be formulated and revised by the Ministry of Agriculture and Rural Affairs.

The Notice also mentioned that the draft Artificial Intelligence Law and the revised draft of the Trademark Law are prepared to be submitted to the Standing Committee of the National People's Congress for review.

The full text of the 2024 Legislative Plan is available here (Chinese only).

© 2025 Schwegman, Lundberg & Woessner, P.A. All Rights Reserved.

National Law Review, Volume XIV, Number 131

Source URL: https://natlawreview.com/article/chinas-state-council-releases-2024-legislative-work-plan