Catalogue of Current Major Laws and Regulations in Effect on Foreign Exchange Administration

(As of December 31, 2022)

I. General (26 items)

(I) Basic regulations (8 items)

- Regulations of the People's Republic of China on Foreign Exchange Administration (Decree No. 532 of the State Council)
- Interim Provisions on the Administration of Domestic Foreign Exchange Transfers (Huiguanhanzi [97] No. 250)¹
- Measures for Individual Foreign Exchange Administration (Decree No. 3 [2006] of the People's Bank of China)
- 4. Notice of the State Administration of Foreign Exchange on Printing and Distributing the *Implementation Rules for Individual Foreign Exchange* Administration Measures (Huifa [2007] No. 1)²
- Notice of the State Administration of Foreign Exchange on Further Promoting Trade, Investment Facilitation, and the Authenticity Review (Huifa [2016] No. 7)
- 6. Notice of the State Administration of Foreign Exchange on Further Promoting the Reform of Foreign Exchange Administration to Improve the Authenticity Audit and Compliance Audit (Huifa [2017] No. 3)

¹ It was amended by the Announcement on the amendment of two departmental regulations including the Regulations on the Administration of Overseas Foreign Exchange Accounts and five regulatory documents including the Interim Provisions on the Administration of Domestic Foreign Exchange Transfers (Announcement No. 12 [2015] of the People's Bank of China).

² It was amended by the Announcement on the amendment of Notice of the State Administration of Foreign Exchange on Announcing the Repeal and Invalidity of 14 Items and amending One Foreign Exchange Administration Regulatory Document (Huifa [2016] No. 13).

- Notice of the State Administration of Foreign Exchange on Further Promoting Cross-Border Trade and Investment Facilitation (Huifa [2019] No. 28)
- Notice of the State Administration of Foreign Exchange on Optimizing Foreign Exchange Administration to Support the Development of Foreign-Related Businesses (Huifa [2020] No. 8)

(II) Account administration (6 items)

- 9. Regulations on the Administration of Domestic Foreign Exchange Accounts (Yinfa [1997] No. 416)
- Regulations on the Administration of Overseas Foreign Exchange Accounts (Huizhengfazi [97] No. 10)³
- Reply of the State Administration of Foreign Exchange Concerning Foreign Exchange Administration Policies Relating to Corporate Foreign Exchange Account Business (Huifu [2007] No. 398)
- Notice of the State Administration of Foreign Exchange on Relevant Issues Concerning Administration of Domestic Foreign Exchange Accounts of Overseas Institutions (Huifa [2009] No. 29)
- Notice of the State Administration of Foreign Exchange on Streamlining Foreign Exchange Accounts (Huifa [2019] No. 29)
- Notice of the General Affairs Department of the State Administration of Foreign Exchange on Cleaning up and Consolidating Certain Foreign Exchange Accounts (Huizongfa [2020] No. 73)

³ It was amended by the Announcement on amending two departmental regulations including the Regulations on the Administration of Overseas Foreign Exchange Accounts and five regulatory documents including the Interim Regulations on the Administration of Domestic Foreign Exchange Transfers (Announcement No. 12 [2015] of the People's Bank of China).

(III) Administration of foreign currency cash and foreign currency denomination (3 items)

- 15 Notice of the State Administration of Foreign Exchange and the General Administration of Customs of China on Printing and Distributing the *Interim Administrative Measures of Carrying Foreign Currency Cash into and out of China* (Huifa [2003] No. 102)
- 16 Notice of the State Administration of Foreign Exchange on Printing and Distributing the *Operational Rules for the Administration of Carrying Foreign Currency Cash into and out of China* (Huifa [2004] No. 21)
- 17 Notice of the State Administration of Foreign Exchange and the General Administration of Customs of China on Printing and Distributing the *Administrative Regulations on the Allocation and Transportation of Foreign Currency Cash into and out of China* (Huifa [2019] No. 16)

(IV) Others (9 items)

- 18 Regulations on the Administration of Legal Consulting Work of the State Administration of Foreign Exchange (Huizongfa [2009] No. 106)
- 19 Notice of the General Affairs Department of the State Administration of Foreign Exchange on Foreign Exchange Business Concerning Handling Cross-Border Transactions of Environmental Rights and Interests such as Carbon Dioxide Emission Reductions (Huizongfa [2010] No. 151)
- 20 Notice of the State Administration of Foreign Exchange on Issues Concerning Foreign Exchange Administration of the Asian Infrastructure Investment Bank and the New Development Bank (Huifa [2016] No. 10)
- Announcement No. 2 [2016] of the State Administration of Foreign Exchange Regarding the Use and Promotion of "Integrating the Business License, the Organization Code Certificate, and the Certificate

of Taxation Registration into One Document, and One License with One Code"

- 22 Notice of the People's Bank of China, China Banking and Insurance Regulatory Commission, China Securities Regulatory Commission, and the State Administration of Foreign Exchange on Further Regulating Financial Marketing and Publicity Behaviors (Yinfa [2019] No. 316)
- 23 Notice of the State Administration of Foreign Exchange on the Cancellation of Foreign Exchange Administration Certification (Huifa [2019] No. 38)
- 24 Administrative Reconsideration Procedures of the State Administration of Foreign Exchange (Announcement No. 2 [2020] of the State Administration of Foreign Exchange)
- 25 Notice of the State Administration of Foreign Exchange on Establishing a Green Channel for Foreign Exchange Policy to Support the Prevention and Control of the COVID-19 Pandemic (Huizongfa [2020] No. 2)
- 26 Administrative Licensing Implementation Measures of the State Administration of Foreign Exchange (Announcement No. 1 [2021] of the State Administration of Foreign Exchange)

II. Foreign Exchange Administration under the Current Account (10 items)

(i) General (3 items)

- 27 Notice of the State Administration of Foreign Exchange on Printing and Distributing the *Administrative Measures for Foreign Exchange Business of Payment Institutions* (Huifa [2019] No. 13)
- 28 Notice of the State Administration of Foreign Exchange on Supporting the Development of New Trade Formats (Huifa [2020] No. 11)

29 Notice of the State Administration of Foreign Exchange on Printing and Distributing the *Guidelines for Foreign Exchange Business under the Current Account (2020 Edition)* (Huifa [2020] No. 14)

(II) Foreign exchange administration for trade in goods (4 items)

- 30 Announcement of the State Administration of Foreign Exchange, the General Administration of Customs, and the State Administration of Taxation on the Reform of the Foreign Exchange Administration System for Trade in Goods (Announcement No. 1 [2012] of the State Administration of Foreign Exchange)
- 31 Notice of the State Administration of Foreign Exchange on Issues Concerning the Issuance of Foreign Exchange Administration Regulations for Trade in Goods (Huifa [2012] No. 38)⁴
- 32 Joint Announcement on Cancelling the Certificate of Receipt and Payment of Customs Declaration and the Certificate of Processing Trade Verification (Announcement No. 93 [2019] of General Administration of Customs and the State Administration of Foreign Exchange)
- 33 Notice of the People's Bank of China and the State Administration of Foreign Exchange on Issues Concerning Supporting the Development of New Offshore International Trade (Yinfa [2021] No. 329)

(III) Foreign exchange administration for trade in services (2 items)

34 Announcement of the State Administration of Taxation and the State Administration of Foreign Exchange on Relevant Issues Concerning Tax Reporting of Foreign Payments for Trade in Services (Announcement No.

⁴ It was amended by the Notice of the State Administration of Foreign Exchange on the Repeal and Invalidity of 5 Normative Documents and 7 Normative Clauses on Foreign Exchange Administration (Huifa [2019] No. 39).

40 [2013] of the State Administration of Taxation and the State Administration of Foreign Exchange)⁵

35 Supplementary Announcement of the State Administration of Taxation and the State Administration of Foreign Exchange on Relevant Issues Concerning Tax Reporting of Foreign Payments for Trade in Services (Announcement No. 19 [2021] of the State Administration of Taxation and the State Administration of Foreign Exchange)

(IV) Foreign exchange administration of individual current account (1 item)

36 Notice of the State Administration of Foreign Exchange on Further Promoting the Facilitation of Individual Current Account Foreign Exchange Business (Huifa [2021] No. 13)

III. Foreign exchange administration under the capital account (79 items)

(I) General (7 items)

- 37 Notice of the State Administration of Foreign Exchange on Change of Approval Authority for Certain Foreign Exchange Business under the Capital Account (Huifa [2010] No. 29)
- 38 Notice of the State Administration of Foreign Exchange on Foreign Exchange Administration Issues involved in Encouraging and Guiding the Healthy Development of Private Investment (Huifa [2012] No. 33)
- 39 Notice of the State Administration of Foreign Exchange on Promoting the Capital Account Information System (Huifa [2013] No. 17)

⁵ Article 1 (2), Article 2 (2), Article 5, Article 6, Article 7, Article 8, Article 10 and Attachment 2 are repealed by the Supplementary Announcement of the State Administration of Taxation and the State Administration of Foreign Exchange on Relevant Issues Concerning Tax Reporting of Foreign Payments for Trade in Services ([2021] No. 19).

- 40 Notice of the State Administration of Foreign Exchange on Further Improving and Adjusting Foreign Exchange Administration Policies under the Capital Account (Huifa [2014] No. 2)
- 41 Notice of the State Administration of Foreign Exchange on Reforming and Regulating Policies on the Administration of Foreign Exchange Settlement under the Capital Account (Huifa [2016] No. 16)
- 42 Notice of the State Administration of Foreign Exchange on Printing and Distributing the *Regulations on the Centralized Operation and Administration of Cross-Border Funds of Multinational Corporations* (Huifa [2019] No. 7)
- 43 Notice of the General Affairs Department of the State Administration of Foreign Exchange on Issuing the *Guidelines for Foreign Exchange Business under the Capital Account* (2020 Edition) (Huizongfa [2020] No. 89)

(II) Foreign exchange administration of foreign direct investments (11 items)

1- Basic regulations

44 Provisions on the Administration of Foreign Investment and Venture Capital Enterprises (Decree No. 2 [2003] issued by the Ministry of Foreign Trade and Economic Cooperation, the Ministry of Science and Technology, the State Administration for Industry and Commerce, the State Administration of Taxation, and the State Administration of Foreign Exchange)⁶

⁶ It was amended by the *Decision of the Ministry of Commerce on Revising Some Regulations and Normative Documents* (Decree No. 2 [2015] of the Ministry of Commerce).

- 45 Administrative Measures of Strategic Investments by Foreign Investors in Listed Companies (Decree No. 28 [2005] issued by the Ministry of Commerce, the China Securities Regulatory Commission, the State Administration of Taxation, the State Administration for Industry and Commerce, and the State Administration of Foreign Exchange)⁷
- 46 Provisions on Mergers and Acquisitions of Domestic Enterprises by Foreign Investors (Decree No. 10 [2006] issued by the Ministry of Commerce, State-owned Assets Supervision and Administration Commission of the State Council, the State Administration of Taxation, the State Administration for Industry and Commerce, the China Securities Regulatory Commission, and the State Administration of Foreign Exchange)⁸
- 47 Notice of the State Administration of Foreign Exchange on Further Improving and Adjusting Foreign Exchange Administration Policies for Direct Investments (Huifa [2012] No. 59)⁹
- 48 Notice of the State Administration of Foreign Exchange on Printing and Distributing the *Provisions on Foreign Exchange Administration of Domestic Direct Investments by Foreign Investors* and the Supporting Documents (Huifa [2013] No. 21)¹⁰

⁷ It was amended by the *Decision of the Ministry of Commerce on Revising Some Regulations and Normative Documents* (Decree No. 2 [2015] of the Ministry of Commerce).

⁸ It was amended by the *Decision of the Ministry of Commerce on Revising the Provisions on the Merger and Acquisition of Domestic Enterprises by Foreign Investors* (Decree No. 6 [2009] of the Ministry of Commerce).

⁹ It was amended by the Notice of the State Administration of Foreign Exchange on the Repeal and Invalidity of 5 Normative Documents and 7 Normative Clauses on Foreign Exchange Administration (Huifa [2019] No. 39).

¹⁰ It was amended by the Notice of the State Administration of Foreign Exchange on the Repeal and Invalidity of 5 Normative Documents and 7 Normative Clauses on Foreign Exchange Administration (Huifa [2019] No. 39).

- 49 Notice of the State Administration of Foreign Exchange on Further
 Simplifying and Improving Policies for Foreign Exchange
 Administration of Direct Investments (Huifa [2015] No. 13)¹¹
- 50 Notice of the State Administration of Foreign Exchange on Reforming the Administrative Approaches to Foreign Exchange Capital Settlement of Foreign-Invested Enterprises (Huifa [2015] No. 19)¹²

2- Others

- 51 Notice of the State Administration of Foreign Exchange and the Ministry of Construction Concerning Issues on Regulating Foreign Exchange Administration in the Real Estate Market (Huifa [2006] No. 47)¹³
- 52 Opinions on Regulating the Access and Administration of Foreign Investment in the Real Estate Market, issued by the Ministry of Housing and Urban-Rural Development, the Ministry of Commerce, the National Development and Reform Commission, the People's Bank of China, the State Administration for Industry and Commerce, and the State Administration of Foreign Exchange (Jianzhufang [2006] No. 171)
- 53 Notice of the Ministry of Housing and Urban-Rural Development and the State Administration of Foreign Exchange on Further Regulating the Administration of Overseas Institutions and Individuals Purchasing of Houses (Jianfang [2010] No. 186)

¹¹ It was amended by the *Notice of the State Administration of Foreign Exchange on the Repeal and Invalidity of 5 Normative Documents and 7 Normative Clauses on Foreign Exchange Administration* (Huifa [2019] No. 39)..

¹² It was amended by the Notice of the State Administration of Foreign Exchange on the Repeal and Invalidity of 5 Normative Documents and 7 Normative Clauses on Foreign Exchange Administration (Huifa [2019] No. 39).

¹³ It was amended by the Notice of the State Administration of Foreign Exchange on Abolishing and Amending Relevant Normative Documents Concerning the Reform of the Registered Capital Registration System (Huifa [2015] No. 20).

54 Notice on Adjusting Relevant Policies for the Access and Administration of Foreign Investment in the Real Estate Market, issued by the Ministry of Housing and Urban-Rural Development, the Ministry of Commerce, the National Development and Reform Commission, the People's Bank of China, the State Administration for Industry and Commerce, and the State Administration of Foreign Exchange (Jianfang [2015] No. 122)

(III) Foreign exchange administration for overseas investment (7 items)

- 55 Notice of the State Administration of Foreign Exchange on Relevant Issues Concerning Foreign Exchange Administration of Overseas Loans by Domestic Enterprises (Huifa [2009] No. 24)¹⁴
- 56 Regulations on Foreign Exchange Administration of Overseas Direct Investment by Domestic Institutions (Huifa [2009] No. 30)
- 57 Notice of the State Administration of Foreign Exchange on Issues
 Concerning Foreign Exchange Administration of Domestic Banks'
 Overseas Direct Investments (Huifa [2010] No. 31)
- 58 Notice of the State Administration of Foreign Exchange on Issues Concerning Foreign Exchange Administration of Domestic Residents' Overseas Investment, Financing, and Return Investment through Special Purpose Companies (Huifa [2014] No. 37)
- 59 Notice of the People's Bank of China on Further Clarifying Matters Concerning the Renminbi Overseas Lending Business of Domestic Enterprises (Yinfa [2016] No. 306)

¹⁴ It was amended by the Notice of the State Administration of Foreign Exchange on Abolishing and Amending Relevant Normative Documents Concerning the Reform of the Registered Capital Registration System (Huifa [2015] No. 20).

- 60 Notice of the Ministry of Justice and the State Administration of Foreign Exchange on Administration of Law Firms Establishing Overseas Branches (Sifatong [2020] No. 29)
- 61 Notice of the People's Bank of China and the State Administration of Foreign Exchange on Matters Concerning the Administration of Bond Funds Issued by Overseas Institutions in China (Yinfa [2022] No. 272)¹⁵

(IV) Overseas financing and negotiable securities administration (5 items)1- Overseas bond issuance and listing

- 62 Notice of the General Office of the State Council Forwarding the Notice of the State Planning Commission and the People's Bank of China on Further Strengthening the Administration of External Bond Issuance (Guobanfa [2000] No. 23)
- 63 Notice of the State Administration of Foreign Exchange on Issues
 Concerning Foreign Exchange Administration for Overseas Listings
 (Huifa [2014] No. 54)

2- Hedging

64 Notice of the State Administration of Foreign Exchange on Issues Concerning Foreign Exchange Administration of Overseas Futures Hedging Business of State-Owned Enterprises (Huifa [2013] No. 25)

3- Others

65 Notice on Adjusting the Review and Approval Authority for the Opening of Special Foreign Exchange Accounts for Domestic Issuance of B

¹⁵ Effective since January 1, 2023.

Shares and Overseas Listed Stocks and the Settlement of Foreign Exchange Income from Stock Offerings (Huifa [1999] No. 380)

- 66 Notice of the General Office of the People's Bank of China on the Reduction of Shares Held by Foreign Shareholders of A-Share Listed Companies and Issues Related to Opening Accounts for Dividend Distribution and Foreign Exchange Administration (Yinbanfa [2009] No. 178)
- (V) Foreign exchange administration for securities market investment (13 items)
- 1-Foreign exchange administration for investing in the domestic securities market
- Reply of the General Affairs Department of the State Administration of Foreign Exchange on the Fund Management Related to the Reduction of A-Share Holdings by LUTING (HONGKONG) CO., LIMITED (Huizongfu [2010] No. 58)
- 68 Notice of the State Administration of Foreign Exchange on Regulation of Foreign Traders and Foreign Brokers Engaging in Futures Trading of Specific Domestic Products (Huifa [2015] No. 35)
- 69 Notice of the People's Bank of China and the State Administration of Foreign Exchange on Matters Concerning Further Facilitating Foreign Institutional Investors' Investment in the Interbank Bond Market (Yinfa [2019] No. 240)
- Regulations on the Administration of Domestic Securities and Futures Investment Funds of Foreign Institutional Investors (Announcement No. 2 [2020] of the People's Bank of China and the State Administration of Foreign Exchange)

- 71 Measures for Administration of Securities and Futures Investment by Qualified Foreign Institutional Investors (QFII) and Renminbi Qualified Foreign Institutional Investors (RQFII) (Decree No. 176 [2020] issued by China Securities Regulatory Commission, the People's Bank of China, and the State Administration of Foreign Exchange)
- 72 Notice on Matters Concerning Further Facilitating Foreign Institutional Investors' Investment in China's Bond Market (Decree No. 4 [2022] issued by the People's Bank of China, China Securities Regulatory Commission, and State Administration of Foreign Exchange)
- Notice of the People's Bank of China and the State Administration of Foreign Exchange on Printing and Distributing the *Regulations on Fund Management for Foreign Institutional Investors Investing in China's Bond Market* (Yinfa [2022] No. 258)¹⁶

2-Foreign exchange administration for overseas securities market investment

74 Notice of the People's Bank of China, China Banking Regulatory Commission, and the State Administration of Foreign Exchange on Issuing the Interim Administrative Measures of Commercial Banks' Overseas Wealth Management Services for Customers (Yinfa [2006] No. 121)

¹⁶ Effective from January 1, 2023. Notice of the State Administration of Foreign Exchange on Relevant Issues Concerning the Administration of Foreign Exchange Accounts of Overseas Central Bank-Like Institutions (Huifa [2015] No. 43); Notice of the State Administration of Foreign Exchange on Foreign Exchange Administration on Issues Concerning Overseas Institutional Investors' Investment in the Inter-Bank Bond Market (Huifa [2016] No. 12), and Notice of the State Administration of Foreign Exchange Risk Administration of Foreign Institutional Investors in the Inter-Bank Bond Market (Huifa [2020] No. 2) shall be repealed simultaneously.

- 75 Interim Administrative Measures on Overseas Investment of Insurance Funds (Decree No. 2 [2007] issued by the China Insurance Regulatory Commission, the People's Bank of China and the State Administration of Foreign Exchange)¹⁷
- 76 Interim Administrative Measures on Trust Companies' Entrusted Overseas Financial Administration Business (Yinjianfa [2007] No. 27)
- 77 Administrative Measures on Foreign Exchange Administration of Overseas Securities Investment by Qualified Domestic Institutional Investors (QDII) (Announcement No. 1 [2013] issued by the State Administration of Foreign Exchange)

3- Others

- 78 Guidelines on the Administration of Cross-border Issuance and Sales of Securities Investment Funds in the Chinese Mainland and Hong Kong (Announcement No. 36 [2015] issued by the People's Bank of China and the State Administration of Foreign Exchange)
- 79 Administrative Measures on Cross-Border Funds of Depository Receipts (Trial Implementation) (Announcement No. 8 [2019] issued by the People's Bank of China and the State Administration of Foreign Exchange)

(VI) Credit Administration (21 items)

1- Basic regulations

80 Notice of the State Administration of Foreign Exchange on Issuing Provisions on the Administration of Foreign Exchange Business of Banks

¹⁷ Article 12 was deleted by the *Notice of the China Banking and Insurance Regulatory Commission on Amending Some Regulatory Documents in the Field of Insurance Fund Utilization* (Yinbaojianfa [2021] No. 47).

and Other Regulations. Attachment: Administrative Measures on International Commercial Loans Borrowed by Domestic Institutions (Huizhengfazi [97] No. 06)

- 81 Interim Administrative Measures on External Debts (Decree No. 28
 [2003] issued by the State Development and Reform Commission, the Ministry of Finance and the State Administration of Foreign Exchange)
- 82 Administrative Measures on External Debts of Foreign-funded Banks in China (Decree No. 9 [2004] issued by the State Development and Reform Commission, the People's Bank of China, and China Banking Regulatory Commission)
- 83 Notice of the People's Bank of China on Matters Concerning the Macro-Prudential Administration of Full-Scale Cross-Border Financing (Yinfa [2017] No. 9)
- 84 Notice of the People's Bank of China and the State Administration of Foreign Exchange on Adjusting the Macro-Prudential Adjustment Parameters of Enterprises' Cross-border Financing (Yinfa [2021] No. 5)
- 85 Notice of the People's Bank of China and the State Administration of Foreign Exchange on Matters Concerning the Overseas Loan Business of Banking Financial Institutions (Yinfa [2022] No. 27)
- 86 Notice of the State Administration of Foreign Exchange on Supporting High-tech and "Specialized and Sophisticated" Enterprises to Carry out the Facilitation Pilot Program of Cross-Border Financing (Huifa [2022] No. 16)

2- External debt statistics and administration

- 87 Interim Provisions on Foreign Debt Statistics and Monitoring¹⁸
- 88 Notice of the State Administration of Foreign Exchange on Issuing Regulations on the Administration of Foreign Exchange Business of Banks and Other Regulations. Attachment: Implementation Rules on Monitoring External Debt Statistics (Huizhengfazi [97] No. 06)
- 89 Notice of the State Planning Commission, the People's Bank of China, and the State Administration of Foreign Exchange on State-Owned Commercial Banks Implementing Administration of Outstanding Medium and Long-Term External Debts (Jiwaizi [2000] No. 53)
- 90 Notice of the State Administration of Foreign Exchange on Issuing the Administrative Measures of External Debt Registration (Huifa [2013] No. 19)¹⁹

3 Guarantees

- 91 Notice of the State Administration of Foreign Exchange on Issuing the Regulations on Foreign Exchange Administration of Cross-border Guarantees (Huifa [2014] No. 29)
- 92 Notice of the State Administration of Foreign Exchange on Implementing Centralized Registration and Administration of Some Non-Banking Institutions' Onshore Guarantees for Offshore Loans (Huifa [2015] No. 15)
- 93 Notice of the General Affairs Department of the State Administration of Foreign Exchange on Improving the Foreign Exchange Administration of

¹⁸ It was amended by the *Decision of The State Council on Amending and Repealing Some Administrative Regulations* (Decree No. 732 of the State Council).

¹⁹ It was amended by the Notice of the State Administration of Foreign Exchange on Abolishing and Amending Relevant Normative Documents Concerning the Reform of the Registered Capital Registration System (Huifa [2015] No. 20).

Banks' Onshore Guarantees for Offshore Loans (Huizongfa [2017] No. 108)²⁰

94 Notice of the China Insurance Regulatory Commission and the State Administration of Foreign Exchange on Matters Concerning Regulating Insurance Institutions' Development of Onshore Guarantees for Offshore Loans Business (Baojianfa [2018] No. 5)

4- Trade credit

95 Notice of the People's Bank of China on Issues Concerning the Handling of Letters of Credit and Letters of Guarantee by Commercial Banks (Yinfa [2002] No. 124)

5- Foreign exchange loan

- 96 Notice of the State Administration of Foreign Exchange on Implementing the Reform of the Foreign Exchange Administration Methods for Domestic Foreign Exchange Loans (Huifa [2002] No. 125)
- 97 Notice of the State Administration of Foreign Exchange on Issuing the Regulations on the Centralized Operation and Administration of Foreign Exchange Funds of Internal Members of Domestic Enterprises (Huifa [2009] No. 49)
- 98 Notice of the State Administration of Foreign Exchange on Relevant Issues Regarding Policies for Domestic Enterprises' Foreign Exchange Pledged Renminbi Loans (Huifa [2011] No. 46)

²⁰ Article 7 was deleted by the Notice of China Banking and Insurance Regulatory Commission on Revising Part of the Normative Documents on the Application of Insurance Funds (Yinbaojianfa [2021] No. 47).

- 99 Notice of the State Administration of Foreign Exchange on Issuing the *Regulations on the Transferring of External Debts to Loans* (Huifa [2014] No. 5)
- 100 Notice of the State Administration of Foreign Exchange on Relevant Issues Concerning Foreign Exchange Administration of Financial Leasing Business (Huifa [2017] No. 21)

(VII) Foreign exchange administration of capital account for individuals (15 items)

1- Asset transfer

- 101 Interim Administrative Measures on the Sale and Payment of Foreign Exchange for the Transfer of Personal Property (Announcement No. 16 [2004] of the People's Bank of China)
- 102 Notice of the State Administration of Foreign Exchange on Issuing the Operation Guidelines of Interim Administrative Measures on Foreign Exchange Transfer, Sale, and Payment of Personal Property (Trial) (Huifa [2004] No. 118)
- 103 Notice of the State Administration of Foreign Exchange, the Ministry of Foreign Affairs, the Ministry of Public Security, the Ministry of Supervision, the Ministry of Justice, and the Ministry of Justice Concerning the Implementation of the *Interim Administrative Measures of Foreign Exchange Sales and Payments for Foreign Transfers of Personal Property* (Huifa [2005] No. 9)
- 104 Notice of the State Administration of Taxation and the State Administration of Foreign Exchange on Issues Relating to the

Submission of Tax Certificates or Tax Payment Vouchers for the Transfer of Personal Property Abroad (Guoshuifa [2005] No. 13)²¹

2- Securities investment

- 105 Notice of the State Administration of Foreign Exchange and the China Securities Regulatory Commission on Issues Concerning Domestic Securities Trading Institutions Engaging in B-Share Transactions (Huiguanhanzi [95] No. 140)
- 106 Notice of the China Securities Regulatory Commission and the State Administration of Foreign Exchange on Certain Issues Concerning the Investment in Domestically Listed Foreign-Funded Shares by Resident Individual Investors (Zhengjianfa [2001] No. 22)
- 107 Notice of the China Securities Regulatory Commission and the State Administration of Foreign Exchange on Several Issues Concerning the Engagement of B-Share Trading by Securities Institutions (Zhengjianfa [2001] No. 26)
- 108 Notice of the State Administration of Foreign Exchange on Several Issues Concerning the Domestic Residents' Individual Investment in Domestic Listed Foreign Capital Stocks (Huifa [2001] No. 26)
- 109 Supplementary Notice of the State Administration of Foreign Exchange on Issues Concerning Domestic Residents Investing in Domestically Listed Foreign-Invested Stocks (Huifa [2001] No. 31)
- 110 Supplementary Notice of the State Administration of Foreign Exchange on Implementing the *Several Issues Concerning Domestic Resident*

²¹It was amended by the Announcement of the State Administration of Taxation on the Modification of Some Tax Normative Documents (Announcement No. 31 [2018] of the State Administration of Taxation).

Individual Investment in Domestic Listed Foreign-Funded Stocks (Huifa [2001] No. 32)

- 111 Notice of the State Administration of Foreign Exchange on Issues Concerning Foreign Exchange Administration of Domestic Individuals Participating in Equity Incentive Plans of Overseas Listed Companies (Huifa [2012] No. 7)
- 112 Reply of the State Administration of Foreign Exchange Concerning Foreign Exchange Administration Issues such as the Quota for Repurchasing B-Shares of Chongqing Changan Automobile Co., Ltd. (Huifu [2012] No. 21)
- 113 Reply of the State Administration of Foreign Exchange Concerning the Opening of Special Accounts at the Chinese Branches of Bank of America for Foreign Exchange Settlement and Pending Payment by Domestic Agencies for Domestic Individuals Participating in Equity Incentive Plans of Overseas Listed Companies (Huifu [2017] No. 1)
- 114 Notice of the People's Bank of China and the State Administration of Foreign Exchange on Printing and Distributing the Administrative Measures for Foreign Employees of Domestic Listed Companies to Participate in Equity Incentive Funds (Yinfa [2019] No. 25)

3- Foreign exchange pledged renminbi loan

- 115 Notice of the State Administration of Foreign Exchange on Policy Issues Concerning Domestic Resident Individuals Mortgaging Renminbi Loans with Foreign Exchange (Huifa [2003] No. 2)
- **IV**. Supervision of foreign exchange business of financial institutions (27 items)
- (I) Basic regulations (5 items)

- 116 Notice of the State Administration of Foreign Exchange on Issuing the Supplementary Provisions of the *Regulations on the Administration of Foreign Exchange Business of Banks* and *Regulations on the Administration of Foreign Exchange Business of Non-Banking Financial Institutions*. Attachment: Relevant Provisions on the Administration of Foreign Exchange Business of Non-Banking Financial Institutions (Huiyehanzi [93] No. 83)
- 117 Defining the Scope of Foreign Exchange Business of Non-Banking Financial Institutions (Huiguanhanzi [96] No. 142)
- 118 Notice of the People's Bank of China, China Banking Regulatory Commission, China Securities Regulatory Commission, China Insurance Regulatory Commission, and the State Administration of Foreign Exchange on Regulating the Interbank Business of Financial Institutions (Yinfa [2014] No. 127)
- 119 Notice of the State Administration of Foreign Exchange on Printing and Distributing the Measures for the Assessment of Banks' Foreign Exchange Business Compliance and Prudent Operation (Huifa [2019] No. 15)²²
- 120 Notice of the General Affairs Department of the State Administration of Foreign Exchange on Printing and Distributing the Assessment Contents of Banks' Foreign Exchange Business Compliance and Prudent Operations (Huizongfa [2021] No. 64)

²² The attached Assessment Contents and Scoring Standards for Banks' Foreign Exchange Business Compliance and Prudent Operations (2019) was abolished by the General Affairs Department of the State Administration of Foreign Exchange on Assessment Contents and Scoring Standards for Banks' Foreign Exchange Business Compliance and Prudent Operations (2020) (Huizongfa [2020] No. 35). Later, the document (Huizongfa [2020 No. 35]) was abolished by the General Affairs Department of the State Administration of Foreign Exchange on printing and distributing the Assessment Contents of Banks' Foreign Exchange Business Compliance and Prudent Operations (Huizongfa [2021] No. 64).

(II) Foreign exchange settlement and sales by banks (6 items)

1- Foreign exchange settlement and sales by banks

- 121 Reply of the State Administration of Foreign Exchange Concerning Foreign Exchange Administration of Overseas Gold Lending and Derivatives Transaction (Huifu [2005] No. 253)²³
- 122 Administrative Measures of Banks Handling Foreign Exchange Settlement and Sale Business (Decree No. 2 [2014] of the People's Bank of China)
- 123 Notice of the State Administration of Foreign Exchange on Printing and Distributing the Detailed Rules for the Implementation of the Administrative Measures of Banks Handling Foreign Exchange Settlement and Sale Business (Huifa [2014] No. 53)
- 124 Notice of the People's Bank of China on Relevant Issues Concerning the Administration of Special Renminbi Accounts for Foreign Exchange Settlement and Sales by Foreign-Funded Banks (Yinfa [2015] No. 12)
- 125 Notice of the State Administration of Foreign Exchange on Relevant Measures to Further Promote the Foreign Exchange Market to Serve the Real Economy (Huifa [2022] No. 15)

2-Statement of foreign exchange settlement and sales by banks

²³ Article 1, Paragraph 5 was abolished by the Notice of the General Affairs Department of the State Administration of Foreign Exchange on Issues Concerning the Handling of Gold Import and Export Collection and Payment by Commercial Banks (Huizongfa [2012] No. 85). (Huizongfa [2012] No. 85) was abolished by the Notice of the State Administration of Foreign Exchange on Issuing Guidelines on Foreign Exchange Business under Current Account (2020 Edition) (Huifa [2020] No. 14).

126 Notice of the State Administration of Foreign Exchange on Printing and Distributing *Statistics System for Foreign Exchange Settlement and Sales by Banks* (Huifa [2019] No. 26)

(III) Offshore Business (2 items)

- 127 Administrative Measures for Offshore Banking Business (Yinfa [1997] No. 438)
- 128 Detailed Rules for the Implementation of Offshore Banking Administration Measures (Huiguanfazi [98] No. 09)

(IV) Bank card related business (5 items)

- 129 Notice of the State Administration of Foreign Exchange on Regulating the Administration of Bank's Foreign Currency Cards (Huifa [2010] No. 53)²⁴
- 130 Reply of the State Administration of Foreign Exchange Concerning UnionPay International Co., Ltd.'s Foreign Exchange Business Qualifications for Overseas Business of UnionPay Cards and Other Matters (Huifu [2013] No. 125)
- 131 Notice of the State Administration of Foreign Exchange on Financial Institutions Reporting Information on Overseas Bank Card Transactions (Huifa [2017] No. 15)
- 132 Notice of the General Affairs Department of the State Administration of Foreign Exchange on the Work Relating to the Launch of the Foreign

²⁴ It was amended by Notice of the State Administration of Foreign Exchange on Regulating Bank Card Overseas Large-Amount Cash Withdrawal Transactions (Huifa [2017] No. 29)

Exchange Administration System for Overseas Bank Card Transactions (Huizongfa [2017] No. 81)

133 Notice of the State Administration of Foreign Exchange on Regulating Overseas Large-Amount Cash Withdrawals by Bank Cards (Huifa [2017] No. 29)

(V) Other banking-related businesses (2 items)

- 134 Notice of the People's Bank of China on Issues Concerning the Handling of Personal Renminbi Business by Chinese Mainland Banks and Hong Kong and Macao Banks (Yinfa [2004] No. 254)
- 135 Notice of the State Administration of Foreign Exchange on Relevant Issues Concerning the Administration of the Exchange of the New Taiwan Dollar (Huifa [2013] No. 11)

(VI) Insurance companies (1 item)

136 Notice of the State Administration of Foreign Exchange on Further Promoting the Facilitation of Capital Fund Settlement of Foreign Exchange by Insurance Companies (Huifa [2019] No. 17)

(VII) Trust companies, financial asset companies and other non-banking financial institutions (4 items)

- 137 Notice of the People's Bank of China Concerning the Business Scope of Foreign Exchange Business of Financial Asset Management Companies (Yinfa [2000] No. 160)
- 138 Notice of the State Administration of Foreign Exchange on Issues Concerning Foreign Exchange Administration of Fund Management Companies with Foreign Shareholdings (Huifa [2003] No. 44)

- 139 Notice of the State Administration of Foreign Exchange on Issues Concerning Foreign Exchange Administration of Auto Finance Companies (Huifa [2004] No. 72)
- 140 Notice of the State Administration of Foreign Exchange on Issues Concerning Foreign Exchange Administration of Financial Asset Management Companies' External Disposal of Non-Performing Assets (Huifa [2015] No. 3)

(VIII)Foreign currency exchange agencies, individual domestic and foreign currency exchange franchise agencies, self-service exchange machines (2 items)

- 141 Notice of the State Administration of Foreign Exchange on Printing and Distributing the *Regulations on the Administration of Foreign Currency Exchange Agencies and Self-Service Exchange Machines* (Huifa [2016] No. 11)
- 142 Notice of the State Administration of Foreign Exchange on Amending the Administrative Measures for the Pilot Program of Individual Domestic and Foreign Currency Exchange Franchise Business (Huifa [2020] No. 6)

V. Renminbi exchange rate and foreign exchange market (17 items)

(I) Foreign exchange rate (5 items)

- 143 Announcement No. 16 [2005] of the People's Bank of China -Concerning the Matters on Improving the Renminbi Exchange Rate Formation Mechanism
- 144 Announcement No. 1 [2006] of the People's Bank of China Matters Concerning Further Improving the Interbank Spot Foreign Exchange Market and Improving the Method of Forming the Central Parity of the Renminbi Exchange Rate

- 145 Announcement No. 9 [2007] of the People's Bank of China Expanding the Fluctuation Range of Renminbi against the US Dollar in the Interbank Spot Foreign Exchange Market
- 146 Announcement No. 5 [2014] of the People's Bank of China Floating Range of Renminbi against the US Dollar in the Foreign Exchange Market
- 147 Notice of the People's Bank of China on Matters Concerning the Administration of Exchange Rates in the Interbank Foreign Exchange Market and Bank's Posted Exchange Rate (Yinfa [2014] No. 188)

(II) Foreign exchange market (12 items)

- 148 Notice of the State Administration of Foreign Exchange on Strengthening Regulatory and Standardized Office Procedures for the Foreign Exchange Market (Huiguohanzi [95] No. 009)
- 149 Interim Regulations on the Administration of the Interbank Foreign Exchange Market (Yinfa [1996] No. 423)
- 150 Announcement No. 16 [2003] of the People's Bank of China -Announcement on Providing Liquidation Arrangements for Renminbi Business Conducted by Hong Kong Banks
- 151 Notice of the State Administration of Foreign Exchange on Relevant Issues Concerning Launching Spot Inquiry Transactions in the Interbank Foreign Exchange Market (Huifa [2005] No. 87)
- 152 Implementation Rules for Application for Membership of the Interbank Spot Foreign Exchange Market by Non-Financial Enterprises and Non-Banking Financial Institutions (Interim) (Huifa [2005] No. 94)
- 153 Notice of the People's Bank of China on Issues Concerning Accelerating the Development of the Foreign Exchange Market (Yinfa [2005] No. 202)

- 154 Interim Administrative Measures of Foreign Exchange Brokerage Business for Money Brokerage Companies (Huifa [2008] No. 55)
- 155 Reply of the State Administration of Foreign Exchange on China Foreign Exchange Trade System Launching Renminbi-to-Foreign Exchange Option Trading in the Interbank Foreign Exchange Market (Huifu [2011] No. 30)
- 156 Notice of the State Administration of Foreign Exchange on Adjusting Relevant Administration Policies for Financial Institutions to Enter the Interbank Foreign Exchange Market (Huifa [2014] No. 48)
- 157 Announcement No. 40 [2015] of the People's Bank of China and the State Administration of Foreign Exchange– Issues Concerning the Extension of Foreign Exchange Trading Hours and Further Introduction of Qualified Overseas Entities
- 158 Notice of the State Administration of Foreign Exchange on Amending the Guidelines for Market Makers in the Interbank Foreign Exchange Market (Huifa [2021] No. 1)
- 159 Notice of the State Administration of Foreign Exchange on Printing and Distributing the *Guidelines on the Code of Conduct for Transactions in the Foreign Exchange Market* (Huifa [2021] No. 34)

VI. Balance of payments and foreign exchange statistics (12 items)

(I) General (1 item)

160 Decision of the State Council on Amending the *Measures for Statistical Reporting of Balance of Payments* (Decree No. 642 of the State Council)

(II) Indirect reporting of balance of payments statistics (4 items)

- 161 Notice of the State Administration of Foreign Exchange on Printing and Distributing the Classification and Codes of Foreign-Related Receipt and Payment Transactions (2014 Edition) (Huifa [2014] No. 21)
- 162 Notice of the State Administration of Foreign Exchange on Printing and Distributing the Guidelines for the Reporting of Balance of Payments Statistics Through Banks (2019 Edition) (Huifa [2019] No. 25)
- 163 Notice of the State Administration of Foreign Exchange on Printing and Distributing the *Regulations on the Administration of Foreign-Related and Domestic Receipt and Payment Vouchers of Domestic Banks* (Huifa [2020] No. 17)
- 164 Notice of the State Administration of Foreign Exchange on Printing and Distributing the Detailed Rules for the Implementation of Balance of Payments Statistical Reporting Business Through Banks (Huifa [2022 No. 22])²⁵

(III) Direct reporting of balance of payments statistics (5 items)

- 165 Notice of the State Administration of Foreign Exchange on the Submission of Statistical Statements of Foreign Exchange Assets and Liabilities by Chinese-Funded Financial Institutions (Huifa [2009] No. 6)
- 166 Notice of the General Affairs Department of the State Administration of Foreign Exchange on Adjusting the Submission Methods of Foreign Exchange Assets and Liabilities Statements of Chinese-Funded Financial Institutions (Huizongfa [2012] No. 136)
- 167 Notice of the General Affairs Department of the State Administration of Foreign Exchange on Printing and Distributing the *Guidance on External*

²⁵ Notice of the State Administration of Foreign Exchange on Printing and Distributing the Detailed Rules for the Implementation of Balance of Payments Statistical Reporting Business through Banks (Huifa [2020] No. 16) was repealed simultaneously.

Financial Assets and Liabilities and Transaction Statistics (2020 Edition) (Huizongfa [2020] No. 71)

- 168 Notice of the General Affairs Department of the State Administration of Foreign Exchange on Printing and Distributing the *Regulation on Statistical Verification of External Financial Assets and Liabilities and Transactions (2020 Edition)* (Huizongfa [2020] No. 94)
- 169 Notice of the State Administration of Foreign Exchange on Printing and Distributing the Statistics System for External Financial Assets, Liabilities and Transactions (Huifa [2021] No. 36)

(IV) Trade credit statistical survey system (2 items)

- 170 Notice of the General Affairs Department of the State Administration of Foreign Exchange on Printing and Distributing the *Guidelines for Trade Credit Statistical Surveys (2018 Edition)* (Huizongfa [2018] No. 68)
- 171 Notice of the State Administration of Foreign Exchange on Printing and Distributing the *Trade Credit Statistics and Investigation System* (Huifa [2021] No. 33)
- VII. Foreign exchange inspection and application of laws and regulations (14 items)
- (I) Case-handling procedures (3 items)
- 172 Regulations of the State Administration of Foreign Exchange on the Administration Authority of Foreign Exchange Inspection and Punishment (Huifa [2001] No. 219)
- 173 Measures of the State Administration of Foreign Exchange on Administrative Penalties, Announcement No. 1 [2022] of the State Administration of Foreign Exchange

174 Notice of the General Affairs Department of the State Administration of Foreign Exchange on Printing and Distributing the *Measures for Discretion of Administrative Fines in Foreign Exchange Administration* (Huizongfa [2021] No. 68)

(II) Legal basis (4 items)

- 175 Notice of the State Administration of Foreign Exchange on Forwarding the Interim Provisions on Administrative and Disciplinary Sanctions for Fraudulent Purchase, Illegal Arbitrage, Evasion, and Illegal Trading of Foreign Exchange and Other Violations of Foreign Exchange Administration Regulations (Huifa [1999] No. 102)²⁶
- 176 Notice of the State Administration of Foreign Exchange on Issues Concerning the Contents, Meanings and Applicable Principles of the Legal Responsibilities of Chapter VII of the *Regulations of the People's Republic of China on Foreign Exchange Administration* (Huifa [2008] No. 59)
- 177 Reply of the State Administration of Foreign Exchange to the Request for Interpretation of the Legal Responsibilities of the *Regulations on Foreign Exchange Administration* (Guofahan [2012] No. 219)
- 178 Interpretation of the Supreme People's Court and the Supreme People's Procuratorate on Several Issues Concerning the Application of Law in Handling Criminal Cases of Illegal Fund Payment and Settlement Business and Illegal Trading of Foreign Exchange (Fashi [2019] No. 1)

(III) Others (7 items)

²⁶Article 1 was amended by the *Decision of The State Council on Abolishing and Amending Some Administrative Regulations* (Decree No. 588 [2011] of the State Council).

- 179 Notice of the China Securities Regulatory Commission, the State Administration of Foreign Exchange, the State Administration for Industry and Commerce, and the Ministry of Public Security on Strictly Investigating and Dealing with Illegal Foreign Exchange Futures and Foreign Exchange Margin Trading Activities (Zhengjianfazi [1994] No. 165)
- 180 Notice of the China Securities Regulatory Commission, the State Administration for Industry and Commerce, the State Administration of Foreign Exchange, and the Ministry of Public Security on Printing and Distributing the *Minutes of Meeting on Implementing the Notice the China Securities Regulatory Commission, the State Administration of Foreign Exchange, the State Administration for Industry and Commerce, and the Ministry of Public Security on Strictly Investigating and Dealing with Illegal Foreign Exchange Futures and Foreign Exchange Margin Trading Activities* (Zhengjianfazi [1994] No. 196)
- 181 Notice of the State Administration of Foreign Exchange and the State Administration for Industry and Commerce on Prohibiting Domestic Private Foreign Currency Denominated Settlements and Prohibiting the Publishing of Advertisements Containing Foreign Currency Denominated Settlements (Huiguanhanzi [96] No. 177)
- 182 Notice of the State Administration of Foreign Exchange and the Ministry of Public Security on Cracking Down on Illegal Foreign Exchange Trading and Criminal Activities (Huifa [2001] No. 155)
- 183 Reply of the State Administration of Foreign Exchange Concerning the Bank of China's Fujian Branch Launching Personal Foreign Exchange Margin Trading (Huifu [2006] No. 95)
- 184 Reply of the General Affairs Department of the State Administration of Foreign Exchange on the Determination of Issues Concerning Illegal

Online Foreign Exchange Speculation Behavior (Huizongfu [2008] No. 56)

185 Notice of the People's Bank of China and the State Administration of Foreign Exchange on Printing and Distributing the Guidelines for Anti-Money Laundering and Anti-Terrorist Financing of Banks' Cross-Border Business (Trial) (Yinfa [2021] No. 16)

VIII. Technology management in the foreign exchange administration (9 items)

- 186 Notice of the State Administration of Foreign Exchange and the General Administration of Quality Supervision, Inspection and Quarantine on Revising and Issuing the Code Assignment Operation Rules for Special Institutions (Huifa [2014] No. 16)
- 187 Notice of the General Affairs Department of the State Administration of Foreign Exchange on the Submission of Data on External Financial Assets and Liabilities and Transactions, Personal Foreign Currency Cash Deposit and Withdrawal Data, and Banks' Own External Debt Data (Huizongfa [2014] No. 95)
- 188 Notice of the General Affairs Department of the State Administration of Foreign Exchange on Expanding the Application Scope of Online Interface Services for Enterprises (Huizongfa [2015] No. 35)
- 189 Notice of the State Administration of Foreign Exchange on Issuing the Operational Procedures for Collection of Foreign Exchange Business Data by Financial Institutions (Huifa [2015] No. 44)
- 190 Notice of the General Affairs Department of the State Administration of Foreign Exchange on the Work Related to the Self-Inspection, Joint Investigation, and Data Submission of External Financial Assets and Liabilities and Transaction Data, Institutional Foreign Currency Cash

Deposit and Withdrawal data, Foreign Exchange Accounts and Foreign Exchange Settlement and Sale Data within Accounts (Huizongfa [2017] No. 34)

- 191 Notice of the State Administration of Foreign Exchange on Issuing the Specifications for the Collection of Foreign Exchange Business Data by Financial Institutions (Version 1.2) (Huifa [2019] No. 1)²⁷
- 192 Notice of the General Affairs Department of the State Administration of Foreign Exchange on Self-Examination, Joint Investigation and Data Submission of Interface Procedures for Foreign Financial Assets and Liabilities and Transaction Data (Huizongfa [2019] No. 31)
- 193 Notice of the General Affairs Department of the State Administration of Foreign Exchange on Printing and Distributing the *Regulations on the Administration of Information System Code Standards of the State Administration of Foreign Exchange* (Huizongfa [2020] No. 91)
- 194 Notice of the State Administration of Foreign Exchange on Issuing the Standards for Data Collection of Financial Institutions' Foreign Exchange Business (Version 1.3) (Huifa [2022] No. 13)

²⁷ The relevant provisions of the Specifications for the Collection of Foreign Exchange Business Data by Financial Institutions (Version 1.2) and the Specifications for the Collection of Foreign Exchange Business Data by Financial Institutions (Version 1.3) are both effective temporarily for the moment.