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# 法律法规简报

## Legal Update

### 2025-06



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## 1. 三部门共同发布《关于对药品医疗器械质量安全内部举报人举报实施奖励的公告》 2025.06.05

### Three Departments Issue the Announcement on Implementing Rewards for Internal Whistleblowers Reporting Quality and Safety Issues Related to Drugs and Medical Devices

为进一步发挥药品医疗器械产业链质量安全内部监督作用，及时发现和控制药品医疗器械安全风险，国家药监局、财政部和市场监管总局发布《关于对药品医疗器械质量安全内部举报人举报实施奖励的公告》（下称“《公告》”）。To further enhance the internal supervision role of the pharmaceutical and medical device industry chain in ensuring quality and safety, and to promptly identify and control risks related to the safety of pharmaceutical and medical devices, the National Medical Products Administration (NMPA), the Ministry of Finance (MOF), and the State Administration for Market Regulation (SAMR) have issued the *Announcement on Implementing Rewards for Internal Whistleblowers Reporting Quality and Safety Issues Related to Drugs and Medical Devices* (the “*Announcement*”).

《公告》适用的范围包括药品医疗器械研制、生产、经营企业和使用单位，药品医疗器械网络交易第三方平台提供者以及其他组织的内部员工、相关知情人。《公告》注意加强内部举报人保护，明确奖励发放部门应当防止个人信息泄露并严格控制知悉范围。此外，为提高举报线索质量，避免恶意举报，避免监管部门的调查行为影响企业生产经营，《公告》都作出了针对性规定。

The *Announcement* applies to internal employees and relevant insiders of pharmaceutical and medical device research and development, manufacturing, and distribution enterprises and user units, third-party platforms for online transactions of pharmaceuticals and medical devices and other organizations. The *Announcement* strengthens the protection of internal whistleblowers, stipulating that the department responsible for awarding rewards must prevent the leakage of personal information and strictly control the scope of those who have access to such information. Additionally, the *Announcement* includes targeted provisions to improve the quality of whistleblower tips, prevent malicious reporting, and avoid regulatory investigations from impacting business operations.

(Source: <https://www.nmpa.gov.cn/xxgk/ggtg/zhggtg/20250605145123101.html>)

## 2. 两部门发布《数据安全技术 敏感个人信息处理安全要求》 2025.06.10

### Two Departments Issue the Data Security Technology - Security Requirements for Processing of Sensitive Personal Information



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国家市场监督管理总局、国家标准化管理委员会发布《数据安全技术 敏感个人信息处理安全要求》（下称“《要求》”），自 2025 年 11 月 1 日起实施。

The State Administration for Market Regulation (SAMR) and the National Standardization Administration have issued the *Data Security - Technology Security Requirements for Processing of Sensitive Personal Information* (the “Requirements”), which will take effect on November 1<sup>st</sup>, 2025.

《要求》确立了敏感个人信息识别和界定，规定了敏感个人信息处理通用安全要求和敏感个人信息处理特殊安全要求。《要求》适用于个人信息处理者开展敏感个人信息处理活动，也适用于监管部门和第三方评估机构对敏感个人信息处理活动进行监督、管理和评估。

The *Requirements* establish the criteria for identifying and defining sensitive personal information and set out both general and specific security requirements for processing of sensitive personal information. The *Requirements* apply to personal information processors conducting sensitive personal information processing activities, as well as to regulatory authorities and third-party assessment institutions supervising, managing, and assessing sensitive personal information processing activities.

(Source:

<https://openstd.samr.gov.cn/bz/gk/std/newGbInfo?hcno=F9F3A2EBF49E9B4D73AD8C8912986D5A>)

### 3. 证监会发布《期货市场程序化交易管理规定》 2025.06.13 CSRC Issue the Administrative Measures for Program Trading in the Futures Market

中国证券监督管理委员会发出《期货市场程序化交易管理规定（试行）》（下称“《管理规定》”），自 2025 年 10 月 9 日起实施。

The China Securities Regulatory Commission (CSRC) has issued the *Administrative Measures for Program Trading in the Futures Market (for Trial Implementation)* (the “Administrative Measures”), which will take effect on October 9<sup>th</sup>, 2025.

《管理规定》共 7 章 37 条，加强对期货市场程序化交易的全过程监管，包括一是明确程序化交易和高频交易的定义，并要求从事程序化交易不得影响期货交易所系统安全和正常交易秩序；二是明确程序化交易报告要求；三是加强



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系统接入管理；四是加强主机托管与席位管理；五是明确交易监测与风险管理要求；六是明确监督管理安排；七是明确对相关主体的适用安排。

The *Administrative Measures* consists of seven chapters and 37 articles, strengthening whole-process supervision of program trading in the futures market. The key measures include: (1) defining program trading and high-frequency trading, and requiring that such trading must not disrupt exchange system security or normal trading order; (2) specifying reporting requirements for program trading; (3) enhancing management of system access; (4) strengthening colocation services and trading seat management; (5) clarifying transaction monitoring and risk management requirements; (6) specifying supervisory and regulatory arrangements; (7) outlining applicability rules for relevant entities.

上海期货交易所等交易所为落实《管理规定》要求，做好业务制度衔接，同时进一步细化和明确相关监管要求，均各自起草相关管理办法，并向社会公开征求意见，均截至 2025 年 7 月 4 日。

To implement the requirements of *Administrative Measures* and ensure regulatory alignment, exchanges such as the Shanghai Futures Exchange have each drafted respective implementation rules, further refining and clarifying relevant supervisory requirements. These drafts have been released for public consultation until July 4<sup>th</sup>, 2025.

(Source:

<http://www.csrc.gov.cn/csrc/c100028/c7564353/content.shtml>

[https://www.shfe.com.cn/publicnotice/notice/202506/t20250627\\_828199.html](https://www.shfe.com.cn/publicnotice/notice/202506/t20250627_828199.html)

<http://www.dce.com.cn/daliangshangpin/ywfw/jystz/ywtz/8637659/index.html>

<http://www.czce.com.cn/cn/gyjys/jysdt/ggytz/webinfo/2025/06/1750859291361946.htm>)

#### 4. 海关总署就《进口大豆期货交割检验检疫监督管理规范》征意 2025.06.16 GAC Solicits Comments on the Regulatory Specifications for Inspection and Quarantine of Imported Soybeans for Futures Delivery

为进一步规范进口大豆期货交割检验检疫监督管理工作，海关总署发布《进口大豆期货交割检验检疫监督管理规范（2025 年修订征求意见稿）》（下称“《征求意见稿》”）。

In order to further standardize the supervision and management of import soybean futures delivery inspection and quarantine, the General Administration of Customs (GAC) has recently released the *Regulatory Specifications for Inspection and*



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### *Quarantine of Imported Soybeans for Futures Delivery (2025 Draft Revision for Comment) (the “Draft”).*

《征求意见稿》以“风险可控、规范管理、便利贸易”为总体思路，在检疫风险可控的前提下，降低企业成本，促进期货交割便利化。主要修订内容如下：（一）根据海关监管要求及信息化系统完善情况，明确进口大豆调运手续电子化办理程序和要求；（二）明确由大商所建立并维护进口商及境内交易商白名单，有效衔接交易管理制度，进一步提高企业自主灵活性及管理效率，促进合规交易。（三）取消已到港大豆流向、用途变更等要求，适应期货交易需求，降低企业参与交割成本；（四）细化进口大豆期货交割库考核要求、检疫许可证办理、调运管理等内容。

The *Draft* adopts the principle of “manageable risk, standardized management, trade facilitation”. Under the premise of controllable quarantine risks, it aims to reduce corporate costs and promote the convenience of futures delivery. The main revisions are as follows: (1) In accordance with customs supervision requirements and the improvement of information systems, clarify the procedures and requirements for the electronic processing of import soybean transportation formalities; (2) Establish and maintain a white list of importers and domestic traders by the Dalian Commodity Exchange to effectively align with trading management systems, further enhancing corporate autonomy and operational efficiency, and promoting compliant transactions; (3) Eliminate requirements for changes in the destination or intended use of soybeans already arrived at port to align with futures trading needs and reduce corporate costs associated with delivery; (4) Further specify requirements for the evaluation of import soybean futures delivery warehouses, the issuance of quarantine permits, and transportation management.

(Source: <http://www.csrc.gov.cn/csrc/c101954/c7564346/content.shtml>)

### **5. 各交易所扩大合格境外投资者参与商品期货、期权交易范围 2025.06.18** **Exchanges Expand the Investment Scope of Qualified Foreign Investors in Commodity Futures and Options**

为便于合格境外机构投资者和人民币合格境外机构投资者（下称“合格境外投资者”）进一步参与期货交易所商品期货、期权的交易，各交易所发布相关公告。

In order to facilitate the further participation of Qualified Foreign Institutional Investors and RMB Qualified Foreign Institutional Investors (collectively referred to as Qualified Foreign Investors, QFI) in the trading of commodity futures and options in exchanges, exchanges have recently issued relevant circulars.



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经中国证监会同意,自 2025 年 6 月 20 日交易(即 6 月 19 日晚夜盘)起,上海期货交易所将扩大合格境外投资者可交易品种范围,新增开放天然橡胶、铅、锡期货合约和天然橡胶、铅、锡期权合约;郑州商品交易所将扩大合格境外投资者可交易品种范围,新增开放玻璃、纯碱、硅铁期货合约和玻璃、纯碱、硅铁期权合约;大连商品交易所将扩大合格境外投资者可交易品种范围,新增开放乙二醇、液化石油气期货合约和乙二醇、液化石油气期权合约。

According to the circulars, with the approval of the China Securities Regulatory Commission, starting from June 20<sup>th</sup>, 2025 (i.e., from the continuous trading session on June 19<sup>th</sup>, 2025), Shanghai Futures Exchange will expand the investment scope of QFI, to include the following commodity futures and options contracts: Natural Rubber, Lead, and Zinc futures contracts and options contracts; Zhengzhou Commodity Exchange will expand the investment scope of QFI, to include the following commodity futures and options contracts: Glass, Soda Ash, and Ferrosilicon futures contracts and options contracts; Dalian Commodity Exchange will expand the investment scope of QFI, to include the following commodity futures and options contracts: Ethylene Glycol and LPG futures contracts and options contracts.

(Source:

[https://www.shfe.com.cn/publicnotice/notice/202506/t20250618\\_828096.html](https://www.shfe.com.cn/publicnotice/notice/202506/t20250618_828096.html)

<http://www.czce.com.cn/cn/gyjys/jysdt/ggytz/webinfo/2025/06/1750858512046910.htm>

<http://www.dce.com.cn/dalianshangpin/ywfw/jystz/ywtz/8636763/index.html>)

## 6. 治安管理处罚法、反不正当竞争法完成修订 2025.06.27 **Anti-Unfair Competition Law and Public Security Administration Punishments Law Complete Revisions**

十四届全国人大常委会第十六次会议表决通过新修订的《中华人民共和国反不正当竞争法》(以下简称“《反不正当竞争法》”)及《中华人民共和国治安管理处罚法》(以下简称“《治安管理处罚法》”)。《反不正当竞争法》将于 2025 年 10 月 15 日起施行,《治安管理处罚法》将于 2026 年 1 月 1 日起施行。

At the 16<sup>th</sup> Session of the Standing Committee of the 14<sup>th</sup> National People's Congress (NPC), the newly revised *Anti-Unfair Competition Law of the People's Republic of China* (“*Anti-Unfair Competition Law*”) and *Public Security Administration Punishments Law of the People's Republic of China* (“*Public Security Administration Punishments Law*”) are deliberated and passed. The *Anti-Unfair Competition Law*



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will come into effect on October 15<sup>th</sup>, 2025 and the *Public Security Administration Punishments Law* will come into effect on January 1<sup>st</sup>, 2026.

新修订的《反不正当竞争法》条文数增加至 41 条, 包括总则、不正当竞争行为、对涉嫌不正当竞争行为的调查、法律责任和附则。此次修订明确反不正当竞争的总体要求; 完善关于混淆类不正当竞争行为的规定; 细化关于商业贿赂、虚假宣传、不当有奖销售和商业诋毁等不正当竞争行为的规定; 完善关于网络不正当竞争行为的规定; 完善监管措施和法律责任。

The newly revised *Anti-Unfair Competition Law* has expanded to 41 articles, comprising General Provisions, Unfair Competition Behaviors, Investigations on Suspected Unfair Competition Behaviors, Legal Liability, and Supplementary Provisions. The revision clarifies the general requirements for combating unfair competition; refines provisions regarding confusion-based unfair competition behaviors; elaborates on regulations concerning commercial bribery, false advertising, improper sales promotions, and commercial defamation; enhances provisions on online unfair competition behaviors, and improves regulatory measures and legal liabilities.

新修订的《治安管理处罚法》共 6 章 144 条, 涵盖总则、处罚种类和适用、违反治安管理行为和处罚、处罚程序、执法监督及附则。此次修订将新出现的影响社会治安的行为纳入管理范围, 进一步优化和完善了治安案件办理程序, 提升执法效率与公正性。

The newly revised *Public Security Administration Punishments Law* consists of six chapters and 144 articles, covering General Provisions, Types and Application of Penalties, Acts Violating Public Security Administration and Corresponding Penalties, Penalty Procedures, Law Enforcement Supervision, and Supplementary Provisions. The revision incorporates newly emerging behaviors that disrupt social order into its regulatory scope, further optimizes and refines the procedures for handling public security cases, and enhances law enforcement efficiency and fairness.

(Source:

[http://www.npc.gov.cn/npc/c2/kgfb/202506/t20250627\\_446260.html](http://www.npc.gov.cn/npc/c2/kgfb/202506/t20250627_446260.html)

[http://www.npc.gov.cn/npc/c2/kgfb/202506/t20250627\\_446259.html](http://www.npc.gov.cn/npc/c2/kgfb/202506/t20250627_446259.html))

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