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gLAWcal
Comment #322

PRODUCT SAFETY AND TORTS

Based on

Hu Junhong “From Remedy of Damage to Risk Prevention. An Analysis of the New Legislative Implications of the Chapter on “Product Liability” in China’s Tort Liability Law from the Perspective of Consumer Protection”



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Global Law Initiatives for Sustainable Development



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A **gLAWcal** comment on Hu Junhong “From Remedy of Damage to Risk Prevention. An Analysis of the New Legislative Implications of the Chapter on “Product Liability” in China’s Tort Liability Law from the Perspective of Consumer Protection” in Paolo Davide Farah and Elena Cima (Eds.) **China’s Influence on Non-Trade Concerns in International Economic Law**

China currently uses a piecemeal system to cover the legal framework of product safety and civil liability for situations where products have caused real harm of consumers. While there is not one set of statutes that inform individuals on tort law in other nations, it seems especially pieced together in the Chinese case. There should be efforts to more readily define specific statutes that could provide better information to consumers that are effective and informative. In the United States, there is a number of consumer protection agencies at the federal level, as well as the more local levels of government. Generally these agencies are geographic-based or regulate a given area of the industry. A newer

organization is the consumer financial protection board, installed after the financial crisis in the late 2000s. It is necessary in a consumer-led economy to have protections for consumers, allowing them to know that the government has their interest in mind. This consideration is not as great in China, which can inform observers why there might not be as robust of product safety programs present. Although with the increasing status of China as a nation of consumers, and not just a nation of producers, this may provide an opportunity for more and more rules and statutes that favor and define the tort liability of private companies when they harm consumers.

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The gLAWcal comments are insight and short analytical pieces written by the gLAWcal team. The gLAWcal comments are based on, and inspired by, the books and chapters published within one of the [gLAWcal book series](#) published by Routledge Publishing (New York/London).

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To collaborate with Government, Civil society and business community to balance the excess of globalization with Non Trade Concerns.

OUR GOALS

To influence policymakers, to raise awareness over Non Trade Concerns, to encourage stakeholder participation, and to disseminate gLAWcal’s publication results.



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