Draft Implementing Rules of China's Human Genetic Resources Regulations as Applied to Foreign Persons



The Administrative Regulations of the People's Republic of China on Human Genetic Resources (the "Regulations"), promulgated by China's State Council, have been in effect for almost three years. As the administrative department under the State Council with the primary responsibility for the administration and enforcement of the Regulations, China's Ministry of Science and Technology ("MOST") is also responsible for promulgating rules implementing the Regulations. On March 21, 2022, MOST published Draft Implementing Rules for the Regulations (the "Draft Rules") for public comment, which must be submitted to MOST by April 21, 2022.

This article is not a comprehensive review of the Draft Rules, but rather focuses on those provisions of the Draft Rules that are specifically related to "foreign organizations and individuals and the entities formed or actually controlled by them" under the Regulations (collectively, "Foreign Persons"), with the exception of the first part on the definition of "human genetic resources information."

Read the **client alert**.