

# Opinions of the Supreme People's Court on Providing Judicial Services and Guarantees for Accelerating the Construction of a Unified National Market

## 最高人民法院关于为加快建设全国统一大市场提供司法服务和保障的意见

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These Opinions are developed in light of the actual work of people's courts for the purposes of thoroughly implementing the spirit of the 19th CPC National Congress and all previous plenary sessions of the 19th CPC Central Committee, conscientiously implementing the Opinions of the CPC Central Committee and the State Council on Accelerating the Construction of a Unified National Market, maximizing the functions and role of people's courts, and providing high-quality judicial services and guarantees for accelerating the construction of a unified national market.

为深入贯彻党的十九大和十九届历次全会精神，认真落实《中共中央、国务院关于加快建设全国统一大市场的意见》，充分发挥人民法院职能作用，为加快建设全国统一大市场提供高质量司法服务和保障，结合人民法院工作实际，制定本意见。

### I. General requirements

### 一、总体要求

1. Effectively enhancing the sense of responsibility and sense of mission for providing judicial services and guarantees for accelerating the construction of a unified national market. Accelerating the construction of an efficient and standardized unified national market featuring fair competition and sufficient openness is a major strategic arrangement made by the CPC Central Committee with Comrade Xi Jinping at its core from an overall and strategic perspective, and is the fundamental support and internal requirement for the construction of a new development pattern. People's courts at all levels shall effectively bring their thoughts and actions in line with the major strategic arrangements made by the CPC Central Committee, grasp the decisive significance of establishing Comrade Xi Jinping's core position on the CPC Central Committee and in the CPC as a whole and defining the guiding role of Xi Jinping Thought on Socialism with Chinese Characteristics for a New Era, must be keenly aware of the need to maintain political integrity, think in big-picture terms, follow the leadership core, and keep in alignment with the central Party leadership, stay confident in the path, theory, system, and culture of socialism with Chinese characteristics, uphold General Secretary Xi Jinping's core position on the Party Central Committee and in the Party as a whole, and uphold the Party Central Committee's authority and its centralized, unified leadership, keep enhancing the capacity for political judgment, thinking, and implementation, adhere to serving the overall situation, justice for the people, and impartial justice, faithfully perform the duties under the Constitution and laws, maximize the regulating, guiding, and safeguarding role of the rule of law, and provide high-quality judicial services and guarantees for accelerating the construction of a unified national market.

1. 切实增强为加快建设全国统一大市场提供司法服务和保障的责任感、使命感。加快建设高效规范、公平竞争、充分开放的全国统一大市场，是以习近平同志为核心的党中央从全局和战略高度作出的重大战略部署，是构建新发展格局的基础支撑和内在要求。各级人民法院要切实把思想和行动统一到党中央重大战略部署上来，深刻把握“两个确立”的决定性意义，增强“四个意识”、坚定“四个自信”、做到“两个维护”，不断提高政治判断力、政治领悟力、政治执行力，坚持服务大局、司法为民、公正司法，忠实履行宪法法律赋予的职责，充分发挥法治的规范、引领和保障作用，为加快建设全国统一大市场提供高质量司法服务和保障。

2. Accurately grasping the entry points and the focuses of efforts in providing judicial services and guarantees for accelerating the construction of a unified national market. People's courts at all levels shall closely center on the major decisions and arrangements of the CPC Central Committee, adhere to the guidelines of working unswervingly to both consolidate and develop the public sector and encourage, support, and guide the development of the non-public sector, insist on problem-oriented approach, implement the new development philosophy in a complete, accurate, and comprehensive manner, strengthen the system concept, pay attention to collaboration and cooperation, proactively fulfill responsibilities, take actions precisely by taking into overall consideration all fields and links of case filing, trial, and enforcement, and coordinate the unified protection of market participants, factors, rules, and order, work according to standards and schedule to continuously carry forward the five major objectives, i.e. developing the efficient and smooth domestic market and increasing its size, accelerating the creation of a stable, fair, transparent, and predicable business environment, further reducing market transaction costs, promoting scientific and technological innovation and industrial upgrading, and cultivating new advantages for participating in international competition and cooperation, pertinently improve judicial policies, innovate on work mechanisms, enhance judicial quality and efficiency, continuously enhance the efficacy of judicial services and guarantees, maximize the decisive role of the market in resource allocation, and provide powerful judicial support for building a high-standard market system and a high-level socialist market economic system.

2. 准确把握为加快建设全国统一大市场提供司法服务和保障的切入点、着力点。各级人民法院要紧紧围绕党中央重大决策部署，坚持“两个毫不动摇”，坚持问题导向，完整、准确、全面贯彻新发展理念，强化系统观念、注重协同配合、积极担当作为，统筹立审执各领域、各环节精准发力，统筹市场主体、要素、规则、秩序统一保护，对标对表持续推动国内市场高效畅通和规模拓展、加快营造稳定公平透明可预期的营商环境、进一步降低市场交易成本、促进科技创新和产业升级、培育参与国际竞争合作新优势五大主要目标，有针对性地完善司法政策、创新工作机制、提升司法质效，不断提高司法服务保障工作的实效性，更好发挥市场在资源配置中的决定性作用，为建设高标准市场体系、构建高水平社会主义市场经济体制提供坚强司法支撑。

## II. Strengthening the unified and equal protection of market participants

### 二、加强市场主体统一平等保护

3. Boosting the implementation of unified market access. The cases involving disputes over construction projects, real estate, mineral resources, and the allocation of water, electricity, gas, heat, and other factors, as well as market access contracts shall be tried in accordance with the law, the influence of relaxing the market access to natural monopoly industries and service industries, among others, on the validity of contracts shall be accurately understood, and the policy of “access unless prohibited” shall be strictly implemented. The administrative cases involving market access shall be tried in accordance with the law, support shall be provided to advancing the reform of the administrative approval system by levels and categories, and the improper intervention in economic activities, especially the abuse of administrative powers to exclude or restrict competition shall be curbed. The incidental review of the negative list of market access, directory and list of enterprise-related preferential policies, and other administrative regulatory documents shall be strengthened, administrative organs shall be propelled to review and repeal in a timely manner the regulatory documents containing local protectionism, market segmentation, and designated transactions, among others, that obstruct the unified market and fair competition and eliminate local protectionism and regional barriers.

3. 助力实行统一的市场准入。依法审理建设工程、房地产、矿产资源以及水、电、气、热力等要素配置和市场准入合同纠纷案件，准确把握自然垄断行业、服务业等市场准入放宽对合同效力的影响，严格落实“非禁即入”政策。依法审理涉市场准入行政案件，支持分级分类推进行政审批制度改革，遏制不当干预经济活动特别是滥用行政权力排除、限制竞争行为。加强[市场准入负面清单](#)、涉企优惠政策目录清单等行政规范性文件的附带审查，推动行政机关及时清理废除含有地方保护、市场分割、指定交易等妨碍统一市场和公平竞争规范性文件，破除地方保护和区域壁垒。

4. Strengthening the equal protection of property rights. The equal litigation status, equal application of laws, and equal legal liabilities of various market participants shall be adhered to, and the lawful rights and interests of various market participants shall be equally protected in accordance with the law. Economic disputes, administrative violations of laws, and criminal offenses shall be strictly distinguished, treating economic disputes as crimes shall be resolutely prevented, and changing civil liability into criminal liability shall be resolutely prevented. The illegal and criminal acts of infringing upon property rights shall be punished in accordance with the law, the mechanism for recovering and disposing of money and properties involved in cases shall be improved, and ill-gotten properties and losses shall be recovered as much as possible. The concept of civilized execution in good faith shall be fully implemented, the compulsory measures involving property rights shall be further standardized, sealing up property in excess of the prescribed standards or in violation of laws shall be strictly prohibited, the measures of seizure and sale at appraised price shall be flexibly taken, and the use value and financing functions of the seized properties shall be effectively released. The mechanisms for the appeal and retrial, among others, of enterprise-related property right cases shall be improved and the mechanism for the effective prevention and correction of wrongful convictions shall be improved. Support shall be provided to the regulation of compulsory measures involving property rights in the field of administrative law enforcement and the autonomy of market participants in operations shall be safeguarded in accordance with the law.

4. 加强产权平等保护。坚持各类市场主体诉讼地位平等、法律适用平等、法律责任平等，依法平等保护各类市场主体合法权益。严格区分经济纠纷、行政违法与刑事犯罪，坚决防止将经济纠纷当作犯罪处理，坚决防止将民事责任变为刑事责任。依法惩治侵犯产权违法犯罪行为，健全涉案财物追缴处置机制，最大限度追赃挽损。充分贯彻善意文明执行理念，进一步规范涉产权强制措施，严禁超标的、违法查封财产，灵活采取查封、变价措施，有效释放查封财产使用价值和融资功能。完善涉产权案件申诉、重审等机制，健全涉产权冤错案件有效防范纠正机制。支持规范行政执法领域涉产权强制措施，依法维护市场主体经营自主权。

5. Protecting the lawful rights and interests of Chinese and foreign parties equally in accordance with the law. Research shall be conducted to formulate the judicial interpretations on the ascertainment of laws and application of international treaties and international practice, among others, and extraterritorial laws, international treaties, and international practice shall be accurately applied. The mechanism for the jurisdiction over lawsuits involving foreign-related civil and commercial disputes shall be optimized and research shall be conducted to develop the judicial interpretations on the jurisdiction over foreign-related civil and commercial cases tried by the courts of first instance. Judicial assistance shall be strengthened, foreign-related service mechanisms shall be improved, and the construction of a unified platform for extraterritorial services shall be promoted. The substantive operation of international commercial courts shall be promoted, the working mechanism of the international commercial expert committee shall be improved, the one-stop international commercial dispute resolution information platform shall be improved to realize organic connection among mediation, arbitration, and litigation, and efforts shall be made to create a new highland for the resolution of international commercial disputes. Foreign investment laws and regulations shall be accurately applied, the system of pre-establishment national treatment plus negative list for foreign investment shall be comprehensively implemented, the effectiveness of foreign investment contracts shall be safeguarded in accordance with the law, and fair competition between domestic and foreign-funded enterprises shall be promoted. The construction of a system for the extraterritorial application of Chinese laws shall be promoted to legally protect the lawful rights and interests of enterprises and citizens that go global.

6. Improving the rescue and exit mechanism for market participants. The market-oriented, law-based, professional, and information-technology-based orientation of bankruptcy trials shall be adhered to, bankruptcy cases shall be tried in a legal and proper manner, and the survival of the fittest shall be promoted. Premise identification and classified implementation of policies shall be adhered to, the procedures for bankruptcy reorganization and bankruptcy reconciliation shall be actively applied to enterprises that are in financial difficulties but still have prospects for development and worth saving, and the optimization and combination of production factors and the transformation and upgrading of enterprises shall be promoted, so as to revitalize enterprises and make the allocation of market resources more efficient. Initiatives shall be taken to promote the improvement of the legal system for bankruptcy and supporting mechanisms, improve the mechanism for the orderly connection between enforcement and bankruptcy work, promote the amendments to the enterprise bankruptcy law and the legislation on individual bankruptcy, promote the establishment of the association of bankruptcy managers and the special fund for bankruptcy expenses, and promote the establishment of a normalized coordination mechanism for the joint efforts of governments and courts.

7. Realizing the rights and interests of market participants in winning lawsuits in a timely manner in accordance with the law. The overall pattern for the comprehensive treatment of difficulties in enforcement shall be further improved, the assessment of comprehensive treatment and source treatment of difficulties in enforcement shall be strengthened, the inclusion of the enforcement work in grassroots grid-based management shall be promoted, and the mechanism for coordination and cooperation for case filing, trial, and enforcement shall be improved, so as to ensure that the objective of effectively resolving the difficulties in enforcement is achieved as scheduled. The application of information technology in enforcement shall be further strengthened, system functions shall be expanded and upgraded, the management of enforcement nodes shall be strengthened, and the level of automated and intelligent enforcement process shall be enhanced. The establishment of the system for lawyers' investigation of the property of the parties subject to enforcement, among others, shall be explored and the implementation of the rules for entrusted audit investigation, notarization and evidence collection, and rewards for reporting, among others, shall be promoted. The establishment of the accountability mechanism for negligence in fulfilling the obligation of assisting in enforcement shall be explored and the system for preventing and stopping the acts of evading enforcement shall be established to legally punish the illegal acts of rejecting enforcement. Cooperation shall be provided in the legislation of enforcement laws and the judicial interpretations on the enforcement of claims, among others, shall be formulated or revised to improve the system of laws and regulations on enforcement.

5. 依法平等保护中外当事人合法权益。研究制定法律查明和国际条约、国际惯例适用等司法解释，准确适用域外法律和国际条约、国际惯例。优化涉外民商事纠纷诉讼管辖机制，研究制定第一审涉外民商事案件管辖司法解释。加强司法协助工作，完善涉外送达机制，推动建成域外送达统一平台。推进国际商事法庭实质化运行，健全国际商事专家委员会工作机制，完善一站式国际商事纠纷解决信息化平台，实现调解、仲裁和诉讼有机衔接，努力打造国际商事纠纷解决新高地。准确适用外商投资法律法规，全面实施外商投资准入前国民待遇加负面清单制度，依法维护外商投资合同效力，促进内外资企业公平竞争。推进我国法域外适用法律体系建设，依法保护“走出去”企业和公民合法权益。

6. 完善市场主体救治和退出机制。坚持破产审判市场化、法治化、专业化、信息化方向，依法稳妥受理破产案件，促进企业优胜劣汰。坚持精准识别、分类施策，对陷入财务困境但仍具有发展前景和挽救价值的企业，积极适用破产重整、破产和解程序，促进生产要素优化组合和企业转型升级，让企业重新焕发生机活力，让市场资源配置更加高效。积极推动完善破产法制及配套机制建设，完善执行与破产工作有序衔接机制，推动《企业破产法》修改和个人破产立法，推动成立破产管理人协会和设立破产费用专项基金，推进建立常态化“府院联动”协调机制。

7. 依法及时兑现市场主体胜诉权益。进一步健全完善综合治理执行难工作大格局，加强执行难综合治理、源头治理考评，推动将执行工作纳入基层网格化管理，完善立审执协调配合机制，确保“切实解决执行难”目标如期实现。进一步加强执行信息化建设，拓展升级系统功能，强化执行节点管理，提升执行流程监管自动化、智能化水平。探索建立律师调查被执行人财产等制度，推进落实委托审计调查、公证取证、悬赏举报等制度。探索建立怠于履行协助执行义务责任追究机制，建立防范和制止规避执行行为制度，依法惩戒拒执违法行为。配合做好强制执行立法工作，制定或修订债权执行等司法解释，完善执行法律法规体系。

### III. Contributing to the formation of a unified element and resource market

### 三、助力打造统一的要素和资源市场

8. Supporting the improvement of a unified urban-rural land market. The cases involving disputes over the separation of the title, contracting right, and operating right to the land in rural areas shall be properly tried to promote the orderly circulation of the conventional usufruct on rural land for agricultural operations. The cases involving disputes over the entry of collective land for for-profit construction into the market shall be tried in accordance with the law and support shall be provided to the accelerated construction of the urban-rural unified construction land market featuring the same rights and prices, smooth circulation, and sharing of profits. Taking land activation and utilization as the objective, the cases involving the disposal of land assets in the reform and restructuring of state-owned enterprises and public institutions, determination of property rights in the allocation of existing land assets, and listing and trading, among others, shall be properly tried. The cases involving the disputes over the transfer, lease, and mortgage, among others, of the right to use construction land shall be tried in accordance with the law and the standardized and efficient utilization of construction land shall be guaranteed. To adapt to the adjustments of land supply policies, the standards for the adjudication of cases involving disputes over the assignment and transfer of the right to use state-owned land shall be unified.

9. Supporting the development of a unified capital market. The crimes in financial fields such as market manipulation, insider trading, illegal fundraising, loan-related fraud, and money laundering shall be severely punished in accordance with the law to promote the sound development of the financial market. The cases involving the disputes over financial loan contracts, securities and futures trading and instruments shall be properly tried to regulate the investment and financing order of the capital market. The disputes involving supply chain finance, Internet finance, disposal of non-performing assets, and private investment fund, among others, shall be handled in accordance with the law to support the prevention and elimination of financial risks. The rules for the trial of cases involving new types of disputes over private equity investment, entrusted wealth management, asset securitization, and cross-border financial asset transactions, among others, shall be improved and the research on legal issues concerning digital currency and mobile payment, among others, shall be strengthened to serve and guarantee the innovative development of the financial industry.

10. Supporting the construction of a unified technical and data market. The judicial protection of the ownership of and the rights to use, dispose of, and obtain proceeds from scientific and technological achievements shall be strengthened and the disputes arising from the ownership determination, transfer of rights, pledge of rights, determination of value, and profit distribution, among others, of scientific and technological achievements shall be properly handled, and support shall be provided to the market-oriented application of scientific and technological innovation achievements in accordance with the law. The lawful rights and interests of the owners of data rights such as the rights to control, process, and obtain proceeds from data as well as the property rights and interests in the data products developed by data element market participants based on the data legally collected and generated by themselves shall be protected in accordance with the law, various cases arising from data transactions and unfair competition in the data market shall be properly tried, and judicial guarantee shall be provided for the data element market driven by data and featuring cross-sector integration, joint creation and sharing, and fair competition. The research on legal issues concerning the attribute, form, and ownership of data property rights, and the public data sharing mechanism shall be strengthened, and the improvement of the rules for the judicial protection of data property rights shall be accelerated.

8. 支持健全城乡统一的土地市场。妥善审理涉农农村土地“三权分置”纠纷案件，促进土地经营权有序流转。依法审理农村集体经营性建设用地入市纠纷，支持加快建设同权同价、流转顺畅、收益共享的城乡统一建设用地市场。以盘活利用土地为目标，妥善审理涉及国有企事业单位改革改制土地资产处置、存量划拨土地资产产权确定、上市交易等案件。依法审理建设用地使用权转让、出租、抵押等纠纷案件，保障建设用地规范高效利用。适应土地供给政策调整，统一国有土地使用权出让、转让合同纠纷案件裁判尺度。

9. 支持发展统一的资本市场。依法严惩操纵市场、内幕交易、非法集资、贷款诈骗、洗钱等金融领域犯罪，促进金融市场健康发展。妥善审理金融借款合同、证券、期货交易及票据纠纷等案件，规范资本市场投融资秩序。依法处理涉供应链金融、互联网金融、不良资产处置、私募投资基金等纠纷，助力防范化解金融风险。完善私募股权投资、委托理财、资产证券化、跨境金融资产交易等新型纠纷审理规则，加强数字货币、移动支付等法律问题研究，服务保障金融业创新发展。

10. 支持建设统一的技术和数据市场。加强科技成果所有权、使用权、处置权、收益权司法保护，妥善处理因科技成果权属认定、权利转让、权利质押、价值认定和利益分配等产生的纠纷，依法支持科技创新成果市场化应用。依法保护数据权利人对数据控制、处理、收益等合法权益，以及数据要素市场主体以合法收集和自身生成数据为基础开发的数据产品的财产性权益，妥善审理因数据交易、数据市场不正当竞争等产生的各类案件，为培育数据驱动、跨界融合、共创共享、公平竞争的数据要素市场提供司法保障。加强数据产权属性、形态、权属、公共数据共享机制等法律问题研究，加快完善数据产权司法保护规则。

11. Supporting the construction of a unified national energy and ecology and environment market. The cases involving the disputes over the trading of oil and gas futures products, natural gas, electric power, and coal shall be tried in accordance with the law, the illegal and criminal activities such as illegal mining, exploration, and trading of oil and gas, natural gas, electric power, and coal shall be severely punished in accordance with the law, and the lawful and orderly development and utilization of resources shall be promoted. Research shall be conducted on the release of judicial policies on judicial support for achieving the target of carbon peak and carbon neutrality and the cases involving the disputes over carbon emission quota, Chinese Certified Emission Reduction transactions, carbon transaction product guarantee, publicity of enterprises' environment information, carbon-related green credit and green finance, among others, shall be tried properly to assist in improving the carbon emission right transaction mechanism. The green principles and green clauses of the Civil Code shall be comprehensively and accurately applied, new business forms, new ownership, and new issues in carbon emission fields shall be reviewed, and the adjudication rules for the disputes over the trading of carbon emission right, water use right, pollution emission right, and energy use right shall be improved. Research shall be conducted to apply the carbon sink subscription, technical transformation expense deduction, and other alternative compensation methods, and enterprises shall be guided to conduct the green upgrade of production equipment and production technology.

11. 支持建设全国统一的能源和生态环境市场。依法审理涉油气期货产品、天然气、电力、煤炭交易等纠纷案件，依法严惩油气、天然气、电力、煤炭非法开采开发、非法交易等违法犯罪行为，推动资源合法有序开发利用。研究发布司法助力实现碳达峰碳中和目标的司法政策，妥善审理涉碳排放配额、核证自愿减排量交易、碳交易产品担保以及企业环境信息公开、涉碳绿色信贷、绿色金融等纠纷案件，助力完善碳排放权交易机制。全面准确适用民法典绿色原则、绿色条款，梳理碳排放领域出现的新业态、新权属、新问题，健全涉碳排放权、用水权、排污权、用能权交易纠纷裁判规则。研究适用碳汇认购、技改抵扣等替代性赔偿方式，引导企业对生产设备和生产技术进行绿色升级。

#### IV. Safeguarding unified market transaction rules in accordance with the law

#### 四、依法维护统一的市场交易规则

12. Optimizing the mechanism of judicial guarantees for the business environment. Rule of law is the best business environment. According to the requirements for accelerating the construction of a unified national market, the establishment of an indicator system for judicial services and guarantees for the business environment in line with China's national conditions and international standards shall be explored and the weight of services and guarantees for business environment construction in the assessment shall be increased. Judicial interpretations and judicial policies for serving and guaranteeing business environment construction shall be issued. Through cooperation with relevant functional departments, the pilot program of innovation in the business environment shall be conducted, the implementation plan for building a business environment under the rule of law shall be made and issued, and a regular consultation mechanism for the business environment shall be established. The mechanism for the analysis and judgment of the business environment based on the rule of law shall be established by relying on big judicial data. The publicity of judicial guarantees for the business environment shall be intensified to boost the confidence of businesses in making investments. The establishment of the expert advisory committee of people's courts for optimizing the business environment shall be explored.

12. 优化营商环境司法保障机制。法治是最好的营商环境。对照加快建设全国统一大市场要求，探索建立符合我国国情、国际标准的司法服务保障营商环境指标体系，加大服务保障营商环境建设情况在考评工作中的比重。出台服务保障营商环境建设的司法解释和司法政策。配合有关职能部门，开展营商环境创新试点工作，制定出台建设法治化营商环境实施规划，建立营商环境定期会商机制。依托司法大数据，建立法治化营商环境分析研判机制。加大营商环境司法保障工作宣传力度，提振经营者投资信心。探索设立人民法院优化营商环境专家咨询委员会。

13. Supporting the creation of a fair and good faith transaction environment. The Civil Code shall be effectively implemented, the judicial interpretations on the Contract Part of the Civil Code shall be issued, the principle of contract freedom, honesty, and good faith shall be followed, lawful transactions shall be protected, the circulation of goods and services shall be smoothed, and market transaction cost shall be reduced. The supporting mechanism for promoting the deep integration of socialist core values into the trial and enforcement work shall be improved, the functions of judicial adjudication in distinguishing right from wrong, punishing the evil and praising the good, balancing interests, and settling disputes shall be maximized and market participants shall be guided to enhance the awareness of rule of law, public awareness, and rule awareness. The mechanism for the prevention, identification, and punishment of false lawsuits shall be established and the illegal and criminal acts of false lawsuits shall be severely punished in accordance with the law. The credit punishments against dishonest persons subject to enforcement shall be intensified, the system for punishing dishonesty shall be improved, the mechanism for the classification of credit punishments, the provisions on the management of the list of dishonest parties subject to enforcement shall be revised and improved, and the establishment of the system for encouraging honesty and credit repair of dishonest parties subject to enforcement shall be explored. The channels for the in-depth integration of the construction of the social credit system with the trial and enforcement work of people's courts shall be explored, and the establishment and improvement of the judicial big data collection, sharing, and use mechanism relating to the credit information of market participants shall be promoted.

13. 助力营造公平诚信的交易环境。切实实施民法典，出台民法典合同编司法解释，贯彻合同自由、诚实信用原则，保护合法交易行为，畅通商品服务流通，降低市场交易成本。完善推动社会主义核心价值观深度融入审判执行工作配套机制，发挥司法裁判明辨是非、惩恶扬善、平衡利益、定分止争功能，引导市场主体增强法治意识、公共意识、规则意识。构建虚假诉讼预防、识别、惩治机制，依法严惩虚假诉讼违法犯罪行为。强化失信被执行人信用惩戒力度，完善失信惩戒系统，细化信用惩戒分级机制，修订完善失信被执行人名单管理规定，探索建立守信激励和失信被执行人信用修复制度。探索社会信用体系建设与人民法院审判执行工作深度融合路径，推动建立健全与市场主体信用信息相关的司法大数据归集共享和使用机制。

14. Supporting the construction of regional market integration. The mechanism of judicial services and guarantees for major regional strategies and coordinated regional development shall be improved, support shall be given in accordance with the law to the regions such as Beijing-Tianjin-Hebei region, the Yangtze River Delta, the Guangdong-Hong Kong-Macao Greater Bay Area, the Chengdu-Chongqing Economic Circle, city clusters along the middle reaches of the Yangtze River, and other regions, and priority shall be given to the construction of regional market integration under the premise of maintaining a unified national market. The role of circuit courts of the Supreme People's Court shall be maximized, the work mechanisms for circuit courts such as resource sharing, joint conference, and exchange of judges shall be improved and initiatives shall be taken to explore the new paths for regional judicial collaboration. The mechanism for cross-regional judicial joint efforts and cooperation shall be improved and typical experiences and practices in judicial services and guarantees for regional market integration shall be popularized actively.

15. Promoting the connection of mechanisms for the connection of rules between the mainland and Hong Kong, Macao, and Taiwan. The trial work involving Hong Kong, Macao, and Taiwan shall be strengthened and the establishment of a mechanism for centralized jurisdiction over the commercial cases involving Hong Kong, Macao, and Taiwan shall be explored. Mutual judicial assistance shall be strengthened and the arrangements for mutual assistance between the mainland and Macao for preservation measures in arbitration proceedings and the mechanism for mutual recognition and assistance in bankruptcy proceedings between the mainland and Hong Kong shall be implemented. Explorations shall be made to simplify the procedures for the judicial confirmation of the qualification of Hong Kong and Macao litigants and examination and determination of litigation evidence, expand the channels for the cross-border service of litigation documents in the cases involving Hong Kong and Macao, and expand the legal channels for the entrusted ascertainment of laws between the mainland and Hong Kong or Macao. The establishment of a unified mechanism for the certification of qualification of mediation organizations and mediators in Shenzhen, Hong Kong, and Macao shall be promoted, the system for persons from Hong Kong and Macao to serve as specially invited mediators and assessors shall be improved, and the rights of eligible Hong Kong and Macao lawyers to practice in the Guangdong-Hong Kong-Macao Greater Bay Area shall be guaranteed in accordance with the law. The mechanism for judicial exchanges with Hong Kong, Macao, and Taiwan shall be improved, the establishment of a normalized mechanism for professional research and discussion on adjudication among judges in Guangdong, Hong Kong, and Macao shall be promoted, and the practical exchange among cross-strait courts is supported.

16. Strengthening the connection between domestic laws and international rules. Efforts shall be coordinated to promote the domestic rule of law and foreign-related rule of law, vigorously promote the modernization of foreign-related adjudication system and adjudication capacity, strengthen the guidance of the adjudication of major foreign-related civil and commercial cases, explore the release of the guiding foreign-related civil and commercial cases in multiple languages, and expand the international influence and credibility of China's judicial rulings. The strategy for the high-quality trial of maritime cases shall be implemented, the construction of an international maritime justice center shall be accelerated, and explorations shall be made to improve the rules for the trial of new types of cases involving the opening of the shipping business, international vessel registration, coastal shipping, and vessel financial leasing, among others, so as to build a preferred place for the resolution of international maritime disputes. The cooperation with relevant international organizations, countries, and regions in judicial fields shall be strengthened to intensify the crackdown on smuggling, money laundering, Internet fraud, cross-border corruption, and other cross-border crimes. Initiatives shall be taken to participate in developing international rules in the fields such as international trade, intellectual property, environmental protection, and cyberspace to enhance China's say in international economic governance.

14. 支持区域市场一体化建设。健全区域重大战略、区域协调发展司法服务和保障机制，依法支持京津冀、长三角、粤港澳大湾区以及成渝地区双城经济圈、长江中游城市群等区域，在维护全国统一大市场前提下，优先开展区域市场一体化建设工作。充分发挥最高人民法院巡回法庭作用，健全巡回区法院资源共享、联席会议、法官交流等工作机制，积极探索区域司法协作新路径。健全跨域司法联动协作机制，积极推广司法服务保障区域市场一体化的典型经验做法。

**15. 推进内地与港澳、大陆与台湾规则衔接机制对接。**加强涉港澳台审判工作，探索建立涉港澳台商事案件集中管辖机制。加强司法协助互助，落实内地与澳门仲裁程序相互协助保全安排，落实内地与香港相互认可和协助破产程序机制。探索简化港澳诉讼主体资格司法确认和诉讼证据审查认定程序，拓展涉港澳案件诉讼文书跨境送达途径，拓宽内地与港澳相互委托查明法律渠道。推动建立深港澳调解组织和调解员资质统一认证机制，完善港澳人士担任特邀调解员、陪审员制度，依法保障符合条件的港澳律师在粤港澳大湾区执业权利。完善与港澳司法交流机制，推动建立粤港澳法官审判专业研讨常态化机制，支持海峡两岸法院开展实务交流。

16. 加强国内法律与国际规则衔接。坚持统筹推进国内法治与涉外法治，大力推进涉外审判体系和审判能力现代化建设，加强重大涉外民商事案件审判指导，探索多语言发布涉外民商事指导性案例，扩大中国司法裁判国际影响力和公信力。实施海事审判精品战略，加快推进国际海事司法中心建设，探索完善航运业务开放、国际船舶登记、沿海捎带、船舶融资租赁等新类型案件审理规则，打造国际海事纠纷争议解决优选地。加强与有关国际组织、国家和地区司法领域合作，加大对走私、洗钱、网络诈骗、跨境腐败等跨境犯罪的打击力度。积极参与国际贸易、知识产权、环境保护、网络空间等领域国际规则制定，提升我国在国际经济治理中的话语权。

#### V. Supporting the high-level unification of goods and service markets

#### 五、助力推进商品和服务市场高水平统一

17. Strengthening the judicial protection of intellectual property rights. The judicial protection of intellectual property rights shall be intensified, services shall be provided to guarantee scientific and technological innovation and the development of emerging industries and new demands shall be guided and created by innovation-driven and high-quality supply. The judicial protection of key and core technologies in key fields and emerging industries as well as the original innovation of innovation-oriented small and medium-sized enterprises shall continue to be intensified. The rules of punitive damages for intellectual property infringements and behavior preservation, among others, shall be strictly implemented to effectively curb the acts of intellectual property infringements. The improvement of litigation specifications in line with the law for the trial of intellectual property cases shall be promoted, the system for cross-regional jurisdiction by intellectual property courts shall be improved, the mechanism for the connection of litigation with arbitration and mediation of intellectual property cases shall be smoothed, and the mechanism for connection between administrative law enforcement and justice for intellectual property rights shall be improved.

18. Protecting the rights and interests of workers in accordance with the law. The cases involving disputes over equal employment rights, among others, shall be tried properly to promote the elimination of employment discrimination based on registered permanent residence, region, identity, and gender, among others, and the smooth cross-regional flow of labor force and talents shall be promoted. The judicial protection of cross-border employment shall be strengthened and the validity of labor contracts entered into between Hong Kong, Macao, and Taiwan residents not possessing employment certificates with the mainland employers shall be accurately determined. Judicial policies for serving and guaranteeing national new urbanization shall be issued to protect the lawful rights and interests of rural migrant workers in accordance with the law. Research shall be conducted to issue the judicial interpretations on handling the civil disputes involving new business forms to further safeguard the labor rights and interests of employees in new business forms. Initiatives shall be taken to carry out the special action for resolving the wages arrears, the illegal and criminal acts of refusing to pay labor remuneration shall be severely punished in accordance with the law, and the trial and enforcement of the cases involving wages arrears shall be intensified. The improvement of the labor dispute resolution system shall be promoted.

19. Supporting the improvement of the quality of goods. The illegal and criminal acts of manufacturing and selling counterfeit and inferior products and endangering food and drug safety shall be punished resolutely. The crimes causing harm to the safety of the seed industry such as the production and sale of counterfeit goods, infringement by counterfeiting brands, and endangering germplasm resources shall be severely punished in accordance with the law and the national unified protection of germplasm resources shall be promoted. The cases involving contracts and infringements arising from commodity quality shall be tried in accordance with the law, the punitive damage system shall be applied accurately and attention shall be paid to the use of civil means to promote the improvement of commodity quality. The administrative cases involving disputes over product quality shall be tried in accordance with the law, administrative organs are supported in furthering the quality certification system reform, and the management of the whole supply chain, whole industry chain, and the whole life cycle management of products shall be strengthened. Research shall be conducted to formulate judicial interpretations on the trial of cases involving the crimes of endangering production safety to promote the continuous improvement of production safety situation.

17. 强化知识产权司法保护。加大知识产权司法保护力度，服务保障科技创新和新兴产业发展，以创新驱动、高质量供给引领和创造新需求。持续加大对重点领域、新兴产业关键核心技术和创新型中小企业原始创新司法保护力度。严格落实知识产权侵权惩罚性赔偿、行为保全等制度，有效遏制知识产权侵权行为。推动完善符合知识产权案件审判规律的诉讼规范，健全知识产权法院跨区域管辖制度，畅通知识产权诉讼与仲裁、调解对接机制，健全知识产权行政执法和司法衔接机制。

18. 依法保护劳动者权益。妥善审理平等就业权纠纷等案件，推动消除户籍、地域、身份、性别等就业歧视，促进劳动力、人才跨地区顺畅流动。加强跨境用工司法保护，准确认定没有办理就业证件的港澳台居民与内地用人单位签定的劳动合同效力。出台服务保障国家新型城镇化建设的司法政策，依法保护进城务工人员合法权益。研究出台涉新业态民事纠纷司法解释，加强新业态从业人员劳动权益保障。积极开展根治欠薪专项行动，依法严惩拒不支付劳动报酬违法犯罪行为，加大欠薪案件审判力度。推动完善劳动争议解决体系。

19. 助力提升商品质量。坚决惩处制售假冒伪劣商品、危害食品药品安全等违法犯罪行为。依法从严惩处制假售假、套牌侵权、危害种质资源等危害种业安全犯罪，促进国家种业资源统一保护。依法审理因商品质量引发的合同、侵权纠纷案件，准确适用惩罚性赔偿制度，注重运用民事手段助推商品质量提升。依法审理涉产品质量行政纠纷案件，支持行政机关深化质量认证制度改革，加强全供应链、全产业链、产品全生命周期管理。研究制定审理危害生产安全犯罪案件司法解释，促进安全生产形势持续好转。

20. Supporting the improvement of the quality of consumer services. The judicial policy support system for boosting domestic demand shall be improved and initiatives shall be taken to create a rule-of-law environment conducive to the comprehensive promotion of consumption. The crimes of fraud in prepayment for consumption shall be severely punished and the cases involving disputes over the protection of consumers' rights and interests in the key fields of people's livelihood such as housing, education and training, medical treatment and health, elderly care and childcare shall be properly handled to enhance the public's sense of security and sense of satisfaction in consumption. The rules for the trial of cases involving consumption such as online consumption and service consumption shall be improved to serve and guarantee consumption upgrade and the development of new modes and new types of consumption. The mechanism for the trial of cases involving disputes over consumption shall be optimized, the establishment of a collective litigation system for the protection of consumers' rights and interests shall be explored, the consumption-related public interest litigation system shall be improved, the establishment of the mechanism for connection and joint efforts among departments for the protection of consumers' rights and interests shall be promoted, and the source control of consumption-related disputes shall be promoted.

20. 支持提升消费服务质量。完善扩大内需司法政策支撑体系，积极营造有利于全面促进消费的法治环境。严惩预付消费诈骗犯罪，妥善处理住房、教育培训、医疗卫生、养老托育等重点民生领域消费者权益保护纠纷案件，提高群众消费安全感和满意度。完善网络消费、服务消费等消费案件审理规则，服务保障消费升级和消费新模式新业态发展。优化消费纠纷案件审理机制，探索建立消费者权益保护集体诉讼制度，完善消费公益诉讼制度，推动建立消费者权益保护工作部门间衔接联动机制，促进消费纠纷源头治理。

## VI. Effectively safeguarding the order of unified market competition

## 六、切实维护统一的市场竞争秩序

21. Cracking down on the acts of monopoly and unfair competition in accordance with the law. Judicial means against monopoly and unfair competition shall be strengthened, monopoly agreements, abuse of dominant market positions, and other monopolistic acts shall be curbed in accordance with the law, the acts of unfair competition such as infringements upon trade secrets, malicious trademark squatting, free ride, and counterfeits shall be severely cracked down, and the trial of unfair competition cases in the key fields such as scientific and technological innovation, information security, and safeguarding the people's livelihood shall be strengthened. Judicial regulation over monopoly by platform enterprises shall be strengthened, the acts of excluding or restricting competition by such methods as data, algorithm, and technical means shall be curbed in a timely manner, the acts of undermining fair competition and disrupting the market order such as forced "either-or" choice, big data-enabled price discrimination, dumping at low prices, and forced tie-in sale shall be severely punished in accordance with the law, and platform monopoly and the disorderly expansion of capital shall be prevented. The acts of unfair competition such as the acts of We Media operators to racketeer enterprises and maliciously defame the business reputation or product reputation of merchants by relying on media influence shall be severely cracked down in accordance with the law. The rules for making judgments on competition cases shall be improved and judicial interpretations on anti-monopoly civil litigation shall be issued in due time.

21. 依法打击垄断和不正当竞争行为。强化司法反垄断和反不正当竞争，依法制止垄断协议、滥用市场支配地位等垄断行为，严厉打击侵犯商业秘密、商标恶意抢注、攀附仿冒等不正当竞争行为，加强科技创新、信息安全、民生保障等重点领域不正当竞争案件审理。加强对平台企业垄断的司法规制，及时制止利用数据、算法、技术手段等方式排除、限制竞争行为，依法严惩强制“二选一”、大数据杀熟、低价倾销、强制搭售等破坏公平竞争、扰乱市场秩序行为，防止平台垄断和资本无序扩张。依法严厉打击自媒体运营者借助舆论影响力对企业进行敲诈勒索行为，以及恶意诋毁商家商业信誉、商品声誉等不正当竞争行为。完善竞争案件裁判规则，适时出台反垄断民事司法解释。

22. Supervising and supporting administrative organs in strengthening unified market regulation and law enforcement. The judicial interpretations on the handling of cases involving the public disclosure of government information shall be amended and improved, the cases involving the public disclosure of government information in the fields of market regulation shall be tried in accordance with the law, and administrative organs shall be propelled to disclose market regulatory rules in strict accordance with the statutory authority and procedures. The administrative cases involving the disputes over discretionary power in market regulation, authorized and entrusted regulation and law enforcement, and joint law enforcement across administrative regions, among others, shall be tried in accordance with the law, and administrative organs shall be supervised and supported in improving the efficacy of comprehensive law enforcement and fair and impartial law enforcement. The cooperation with procuratorial organs shall be strengthened to jointly propel market regulatory departments to improve the regulatory system with clear rights and responsibilities, definite division of work, and smooth operation by such methods as the trial of administrative public interest litigation cases and giving judicial recommendations. The communication and cooperation with market regulation and law enforcement departments shall be strengthened to facilitate the unification of administrative adjudication rules and law enforcement standards in the field of market regulation.

22. 监督支持行政机关强化统一市场监管执法。修改完善办理政府信息公开案件司法解释，依法审理市场监管领域政府信息公开案件，促进行政机关严格依照法定权限和程序公开市场监管规则。依法妥善审理涉市场监管自由裁量、授权委托监管执法、跨区域联合执法等行政纠纷案件，监督支持行政机关提高综合执法效能、公平公正执法。加强与检察机关协作，通过审理行政公益诉讼案件、发送司法建议等方式，共同推动市场监管部门健全权责清晰、分工明确、运行顺畅的监管体系。加强与市场监管执法部门沟通协作，推进统一市场监管领域行政裁判规则与执法标准。

23. Punishing in accordance with the law the illegal and criminal acts of disrupting the market order. Research shall be conducted to develop the judicial interpretations on the trial of tax-related criminal cases, the illegal and criminal acts of tax evasion, refusal to pay tax, tax fraud, and fraudulent issuance of special value-added tax invoices shall be punished in accordance with the law, and the punishment of the acts of tax evasion by making use of dual contracts and tax evasion by high-net-worth individuals in culture and entertainment fields shall be intensified. Law enforcement and judicial collaboration with tax, public security, and other relevant departments shall be strengthened and the improvement of tax regulatory rules shall be promoted. The standards for criminalizing illegal and criminal activities such as contract fraud and forced transactions shall be accurately understood to determine the validity of relevant contracts in accordance with the law and safeguard the autonomy of market participants. Such acts as the evasion of debts, false bankruptcy, and defrauding money and property by means of false litigation shall be severely punished in accordance with the law. Research shall be conducted to develop the judicial interpretations on the trial of criminal cases involving illegal operation and the conviction and sentencing criteria in the criminal cases involving illegal operations shall be strictly regulated. Research shall be conducted to develop the judicial interpretations on issues concerning the application of laws in handling criminal cases involving the dereliction of duties to address the issues concerning the handling of the crimes of dereliction of duties that impair the development of the market economy committed by state functionaries.

24. Supporting epidemic prevention and control and economic and social development in a coordinated manner. The crimes such as taking advantage of the epidemic to commit fraud, push up prices, hoard and speculate, spread rumors and cause trouble, as well as producing and selling counterfeit and inferior drugs, medical devices, and medical and healthcare materials, among others, shall be severely punished in accordance with the law to safeguard the order of production and life during the period of epidemic prevention and control. The cases involving the disputes over the breach of contract and enterprise debts caused by the epidemic shall be properly handled, force majeure rules shall be accurately applied, and the interests of the parties shall be reasonably balanced. Precise services shall be provided for ensuring stability on six fronts and maintaining security in six key areas, the civil and commercial disputes over employment, purchase and sale contracts, and store lease, among others, caused by the epidemic shall be handled properly, the policies for judicial services to benefit the people and enterprises shall be continuously improved and the industries, micro, small, and medium-sized enterprises, as well as individual industrial and commercial households seriously affected by the epidemic shall be assisted in alleviating difficulties.

## VII. Improving the judicial service and guarantee work mechanism

25. Deeply promoting the litigation system reform. In strict accordance with the requirements of reform arrangements, various work measures for comprehensive supporting reform of the judicial system shall be promoted in a systematic and integrated manner, so as to effectively meet the judicial needs of market participants for the efficient, convenient, and impartial resolution of disputes. The concept of protecting the litigation right shall be intensified and the case docketing registration system shall be resolutely implemented. The reform in the trial function of four-level courts shall be steadily promoted, the standards for the hierarchical jurisdiction over civil, commercial, and administrative cases shall be optimized, retrial application procedures and case docketing standards shall be improved, the mechanism for transferring cases under jurisdiction to the courts at higher levels for trial shall be improved, and the transfer of cases that are significant in guiding the application of laws and concern public interest to courts at higher levels shall be promoted. The revised Civil Procedure Law shall be conscientiously implemented, the reform result of separating simple cases from complicated ones shall be made sufficient and good use, the judicial interpretations on issues concerning the application of laws in the speedy trial of civil cases shall be issued, and the separation of complicated cases from simple ones, minor cases from serious cases, and expedited proceedings from ordinary ones shall be further promoted.

23. 依法惩处扰乱市场秩序违法犯罪行为。研究制定审理涉税犯罪案件司法解释，依法惩处逃税、抗税、骗税、虚开增值税专用发票等违法犯罪行为，加大对利用“阴阳合同”逃税、文娱领域高净值人群逃税等行为的惩处力度。加强与税务、公安等部门执法司法协同，推动完善税收监管制度。准确把握合同诈骗、强迫交易等违法犯罪行为入刑标准，依法认定相关合同效力，维护市场主体意思自治。依法严惩通过虚假诉讼手段逃废债、虚假破产、诈骗财物等行为。研究制定审理非法经营刑事案件司法解释，严格规范非法经营刑事案件定罪量刑标准。研究制定办理渎职刑事案件适用法律问题司法解释，对国家工作人员妨害市场经济发展的渎职犯罪处理问题作出规定。

24. 助力统筹推进疫情防控和经济社会发展。依法严惩利用疫情诈骗、哄抬物价、囤积居奇、造谣滋事，以及制售假劣药品、医疗器械、医用卫生材料等犯罪，维护疫情防控期间生产生活秩序。妥善处理疫情引发的合同纠纷、企业债务等纠纷案件，准确适用不可抗力规则，合理平衡当事人利益。精准服务做好“六稳”、“六保”，妥善处理因疫情引发的劳资用工、购销合同、商铺租赁等民事纠纷，持续完善司法惠民惠企政策，帮助受疫情严重冲击的行业、中小微企业和个体工商户纾困解难。

## 七、健全司法服务和保障工作机制

25. 深入推进诉讼制度改革。严格按照改革部署要求，系统集成推进司法体制综合配套改革各项工作举措，切实满足市场主体高效便捷公正解决纠纷的司法需求。强化诉权保护理念，坚决贯彻执行立案登记制度。稳妥推进四级法院审级职能定位改革，优化民事、行政案件级别管辖标准，完善再审申请程序和立案标准，健全案件移送管辖提级审理机制，推动将具有普遍法律适用指导意义、关乎社会公共利益的案件交由较高级别法院审理。认真贯彻落实新修订的《民事诉讼法》，用足用好繁简分流改革成果，出台民事速裁适用法律问题司法解释，进一步推动案件繁简分流、轻重分离、快慢分道。

26. Improving the working mechanism for unifying the application of laws. The management of judicial interpretations shall be strengthened, the case guidance system shall be improved, a platform for the unified application of laws by the courts nationwide shall be established, the database of rules for the judgment of similar cases shall be built, the compulsory retrieval system for similar cases and new types of cases shall be promoted, the working mechanisms for the collegiate bench and professional judges conferences shall be improved, the functions and duties of trial committees shall be maximized, and the controversy resolution mechanism featuring multi-level and vertical application of laws shall be built. Judicial publicity systems shall be improved and the integration of the four major platforms for judicial publicity shall be intensified. The development of the judicial constraint and supervision system shall be promoted, the rules for the list of adjudication powers and responsibilities and duty performance guidance shall be comprehensively implemented, the regulatory mechanism for the identification of four major types of cases shall be improved, and a scientific and reasonable judicial liability identification and accountability system shall be established.

27. Further building the one-stop diversified dispute resolution and litigation service system. The "Fengqiao Experience" in a new era shall be adhered to and developed, the non-litigation dispute resolution mechanism shall be placed at the forefront, the systematic, comprehensive, and source control of conflicts and disputes shall be promoted, and the dispute resolution costs of market participants shall be effectively reduced. Five key issues, i.e. one-stop, intensive, integrated, online, and combination shall be highlighted and a modern litigation service system that is intensive, efficient, diversified in dispute resolution, convenient and beneficial for the people, intelligent and precise, open, interactive, and supports integration and sharing shall be built. The integration role of the mediation platform of people's courts shall be maximized, the system for interaction between judicial mediation, the people's mediation, and administrative mediation shall be improved, and the substantial connection between litigation and non-litigation shall be strengthened. More efforts shall be made in online video mediation and specialized mediation mechanisms for labor disputes, financial insurance, securities and futures, and intellectual property rights, among others, shall be established and improved.

28. Strengthening the construction of Internet justice and smart court. The Internet, big data, artificial intelligence, and block chain shall be deeply integrated with adjudication and enforcement work and the middle office of the judicial data and the smart court brain shall be taken as the lead to promote smart and collaborative application and expand data knowledge services, build integrated cloud network facilities, and enhance the quality, efficiency, and operation level. The implementation of the Online Litigation Rules of the People's Courts, the Online Mediation Rules of the People's Courts, and the Online Operation Rules of the People's Courts shall be promoted, the standards for online judicial proceedings shall be further improved, platform construction shall be optimized, and the Internet-based judicial model shall be more mature and be finalized. The construction of Internet courts shall be furthered, the setup of Internet courts and the scope of cases under their jurisdiction shall be improved, and the regulating and guiding role of Internet courts in such aspects as establishing rules, improving systems, and network governance shall be maximized.

29. Improving service and guarantee capacity and level. The absolute leadership of the Party over the judicial work shall be firmly adhered to, team building and adjudication work shall be driven by Party building, and the in-depth integration and mutual progress of Party building and adjudication work shall be promoted. The cultivation of high-level adjudication professionals in such fields as intellectual property rights, environment and resources, foreign-related rule of law, bankruptcy, finance, and anti-monopoly shall be intensified to cultivate a batch of adjudication professionals who have market-oriented thinking and expertise in the relevant fields. The guidance over the trial practice in the relevant fields shall be strengthened in such forms as education and training, case guidance, exchange and discussion, and the Supreme People's Court shall release guiding cases and typical cases in the relevant fields in due time. Various research platforms and resources of people's courts shall be fully and properly used to strengthen the investigation and research of relevant major issues and produce high-quality research results.

26. 完善统一法律适用工作机制。加强司法解释管理,完善案例指导制度,建立全国法院法律统一适用平台,构建类案裁判规则数据库,推行类案和新类型案件强制检索制度,完善合议庭、专业法官会议工作机制,充分发挥审判委员会职责,构建多层次、立体化法律适用分歧解决机制。健全完善司法公开制度体系,加大司法公开四大平台整合力度。推进司法制约监督体系建设,全面推行审判权力责任清单和履职指引制度,完善“四类案件”识别监管机制,构建科学合理的司法责任认定和追究制度。

27. 深化一站式多元解纷和诉讼服务体系建设。坚持和发展新时代“枫桥经验”,把非诉讼纠纷解决机制挺在前面,推动矛盾纠纷系统治理、综合治理、源头治理,切实降低市场主体纠纷解决成本。突出一站、集约、集成、在线、融合五个关键,建设集约高效、多元解纷、便民利民、智慧精准、开放互动、交融共享的现代化诉讼服务体系。发挥人民法院调解平台集成作用,完善司法调解与人民调解、行政调解联动体系,强化诉讼与非诉讼实质性对接。加大在线视频调解力度,建立健全劳动争议、金融保险、证券期货、知识产权等专业化调解机制。

28. 加强互联网司法和智慧法院建设。推进互联网、大数据、人工智能、区块链与审判执行工作深度融合,以司法数据中台和智慧法院大脑为牵引,推动智能协同应用,拓展数据知识服务,构建一体云网设施,提升质效运维水平。推进落实《人民法院在线诉讼规则》《人民法院在线调解规则》《人民法院在线运行规则》,进一步健全完善在线司法程序规范,优化平台建设,推动互联网司法模式成熟定型。深化互联网法院建设,推动完善互联网法院设置和案件管辖范围,充分发挥互联网法院在确立规则、完善制度、网络治理等方面的规范引领作用。

29. 提高服务保障能力水平。牢牢坚持党对司法工作的绝对领导,坚持以党建带队建促审判,推动党建与审判业务工作深度融合、互促共进。加大知识产权、环境资源、涉外法治、破产、金融、反垄断等领域高层次审判人才培养力度,培养一批树牢市场化思维、精通相关领域业务的审判业务专家。通过教育培训、案例指导、交流研讨等形式,加强相关领域审判业务指导,最高人民法院适时发布相关领域指导性案例和典型案例。充分用好人民法院各类研究平台和资源,加强对有关重大问题的调查研究,推出高质量研究成果。

30. Strengthening guarantees for the organization of implementation. People's courts at all levels shall take the service guarantee for accelerating the construction of a unified national market as a major political task, include the task in the important agenda of the Party group, promptly study and solve the new circumstances and new issues in the work and conduct self-inspection as to whether there are any provisions or actual circumstances obstructing the construction of a unified national market. All relevant departments of the Supreme People's Court shall strengthen the line guidance and all local courts shall, in light of the actual circumstances of local economic and social development, specify and improve the service guarantee measures, take new, practical, and effective measures and ensure the effective implementation of various service and guarantee measures. They shall conscientiously summarize the good experiences and good practices in judicial services and guarantees for the construction of a unified national market, effectively conduct publicity, summarization, and popularization thereof through all media, from multiple perspectives, and in a three-dimensional manner, and create a sound atmosphere of public opinions for accelerating the construction of a unified national market.

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30. 加强组织实施保障。各级人民法院要把服务保障加快建设全国统一大市场作为重大政治任务，列入党组重要议事日程，及时研究解决工作推进中的新情况新问题，对是否存在妨碍全国统一大市场建设的规定和实际情况开展自查清理。最高人民法院各有关部门要加强条线指导，各地法院要结合本地区经济社会发展实际，细化完善服务保障措施，推出新招硬招实招，确保各项服务保障举措落地见效。要认真总结司法服务保障建设全国统一大市场的好经验好做法，全媒体、多角度、立体化做好宣传、总结、推广，为加快建设全国统一大市场营造良好舆论氛围。

最高人民法院

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