

THE REVIEW OF  
**SECURITIES & COMMODITIES  
REGULATION**

AN ANALYSIS OF CURRENT LAWS AND REGULATIONS  
AFFECTING THE SECURITIES AND FUTURES INDUSTRIES

Vol. 54 No. 13 July 14, 2021

## STATUS OF U.S. SANCTIONS AND OTHER TRADE RESTRICTIONS ON CHINA

*In the weeks before departing, the Trump administration imposed a number of new sanctions and similar export measures targeting specific Chinese entities. In this article, the authors describe these measures, beginning with sanctions on Communist Chinese Military Companies. They then turn to recent sanctions related to Hong Kong, human rights, and corresponding export restrictions. They close with notes on the Chinese recent blocking rule, which is intended to counteract U.S. measures.*

By Darshak Dholakia and Melissa Duffy \*

With President Biden newly inaugurated and his administration settling into its first months, all eyes are on China. The U.S.-China trade relationship was a major focus of the prior administration, with President Trump implementing tariffs on almost all imports from China, escalating the use of export controls to ban many high-profile Chinese companies from receiving U.S. technology/software/goods, and implementing new types of targeted sanctions against various entities and individuals in China. Although President Biden already has taken an abrupt departure from many of his predecessor's policy in topics such as the climate change and immigration, some level of continuity is expected on the topic of China relations. This issue has received strong bipartisan support in Congress, and new administration officials have indicated their intent to take a tough stance against China.<sup>1</sup>

<sup>1</sup> In response confirmation hearing questions, Secretary of the Treasury Janet Yellen described China as: "America's most serious economic competitor. Strategic competition with China is a defining feature of the 21st century. China poses challenges to our security, prosperity, and values." See Responses to

\* DARSHAK S. DHOLAKIA and MELISSA L. DUFFY are both partners in the International Trade and Government Regulation practice at Dechert LLP. Their emails are [darshak.dholakia@dechert.com](mailto:darshak.dholakia@dechert.com) and [melissa.duffy@dechert.com](mailto:melissa.duffy@dechert.com).

President Biden focused the first months of his administration on tackling domestic problems such as the pandemic and the economy, and there were not many radical departures from the policies implemented by the prior administration. The Biden administration now has begun modifying certain foreign policy actions taken by the prior administration, including a number of new restrictions imposed by former President Trump on Chinese entities in the weeks before his departure. As the administration shifts focus to trade relations, it is expected there will be a reevaluation the specific tactics used, with perhaps more tailoring of specific measures, and more of an effort to build multilateral support among allies, but while maintaining a strong stance.<sup>2</sup>

---

*footnote continued from previous column...*

Questions for the Record to the Honorable Janet L. Yellen (January 21, 2020). Available at: <https://www.finance.senate.gov/imo/media/doc/Dr%20Janet%20Yellen%20Senate%20Finance%20Committee%20FRs%2001%2021%202021.pdf>.

<sup>2</sup> See, e.g., Thomas Friedman interview with Joseph Biden, December 2, 2020, quoting Biden: "'I'm not going to make any immediate moves, and the same applies to the tariffs,' he said.

---

### FORTHCOMING

● DEVELOPMENTS IN COMMODITIES LAW 2020 – AN UNCOMMON YEAR IN REVIEW

# The Review of Securities & Commodities Regulation

Now in its 54th year of publication, *The Review of Securities & Commodities Regulation* is published 22 times a year (twice a month except for July and August, when it appears once a month).

As securities, commodities, and banking law have become increasingly complex, The Reviews have become ever more valuable to lawyers in these fields. News of developments, available from many sources, is one thing, but only in-depth analysis will put those developments in perspective and keep a practitioner from being blind-sided by some aspect of the subject that is not news. A half-hour spent consulting a Review article is likely to be the most efficient and economical way of penetrating a new subject or simply keeping up with an old one.

Your subscription to *The Review of Securities & Commodities Regulation* includes, at no extra charge, the monthly *The Review of Banking & Financial Services* (regularly \$680 as a standalone subscription), now in its 32nd year of publication. Each Review issue consists of one or two articles on current topics in securities, commodities, or banking law that are written by outstanding practitioners in the field.

The Reviews are unique in being published frequently enough to be current and being written by practitioners for practitioners. The articles are up-to-date, concise, and practical. With their broad range of authors from major firms, The Reviews provide a unique window into professional thinking on a host of subjects and problems that confront practicing securities, commodities, and banking lawyers. For practice in these areas, they are a must-have resource.

To begin a subscription, mail or fax the order form below, call our subscriber services at 1-609-683-4450, or order using our [online shopping cart](#).

**Use the order form below to subscribe today ... and get 2 additional months of service free.**

Mail to: RSCR Publications LLC, PO Box 585 Kingston NJ 08528 or Fax completed form to 609-683-7291

<input type="checkbox"/> <b>YES.</b> Please enter my subscription to <i>The Review of Securities &amp; Commodities Regulation</i> for 14 months of service, 26 issues in all, for \$1,232.00 Choose format: <input type="checkbox"/> Print <input type="checkbox"/> Digital (PDF via email)	Please Print
<input type="checkbox"/> Include free subscription to the monthly <i>Review of Banking &amp; Financial Services</i> , for 14 months of service, 14 issues, at no extra charge	Name
Charge my <input type="checkbox"/> Amex <input type="checkbox"/> Mastercard <input type="checkbox"/> Visa	Firm
_____	Postal Address
Card Number _____ Expire _____	City/State/Zip
Signature _____	_____
<input type="checkbox"/> Check enclosed (payable to RSCR Publications LLC)	Email and Phone