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Presentation Slides - HOW DO BRAZIL AND MACAU USE "ELETRONIC PAYMENT" TO IMPROVE CHINESE-LUSOPHONE BUSINESS RELATIONS?

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How do Brazil and Macau use Electronic Payment to improve Chinese-Lusophone business relations?

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Justification

• Traditional legal devices are incapable of properly framing developments in the international area, and are often a source of doubt and constraint in such decisive issues.
General Aim

• The general aim of this work is to examine the comparative perspective on Brazil-Macau law and to study electronic payments or payments by securities receivables.
Special Aims

(i) Present the historical economic relationship between Brazil and China in the 21st century;

(ii) Provide the foundations of epistemological theory in Brazilian Law of electronic payment by securities receivables doctrine in the network society between Brazil and China; and

(iii) Analyze the Macanese Law of e-payment in order to understand if Lusophone relations support international business.
Introduction

Macau's position as a privileged place in the connection between the People’s Republic of China and the Portuguese-speaking countries opens a space for the creation of entities in these countries as a way to facilitate, and even encourage, international financial relations; particularly among Brazil, the Pearl River Delta (Macau and Hong Kong) and the People’s Republic of China.
Methodology

(i) the **theory**, by bibliography reviews and frameworks established in the course of the presented research, and

(ii) **secondary data**, from official Brazil, Macau and United States websites, to achieve the proposed aims.
Macau trade negotiations between Brazil and China have had an increased bilateral relationship in recent years due to differentiated economic policy.

- Macau-Brazil have become major exporters while basing their growth on an economy of scale in most of their industries.

- Furthermore, Brazil-Macau Lusophone relations have helped to remove language barriers to trade.
Brazil and China: General aspects of bilateral trade history in the 21\textsuperscript{st} century

- International trade has increased with the exporting of Brazil-Macau-China products due to competition.
- The investigated hypothesis surrounds the dizzying growth of the current economic reality, especially for meeting the mass economy.
- The securities receivables market has also raised various business law questions.
Foundations of epistemological theory of securities receivables in the network society

- The revolution in information technology has become the core of the restructuring of the capitalist system itself, in the Eighties; because its logic and interests have had an electronic influence on that development, although constituting distinct processes, explaining further that "it is essential to understand the social dynamics, maintain analytical distance and empirical interrelation between modes of production.” (CASTELLS, 2000: p. 33-34).
Comparative perspective rules about bilateral trade, electronic payment and securities receivables

• Brazilian and Macanense Law are Civil law. By contrast, in the common law system, cases are the primary source of law, while statutes are only seen as incursions into common law and thus narrowly interpreted. (BROCKMAN, 2007: w/p).

• In 2008, Brazil and Macau introduced the financial sector to each other to develop their relationship.
Brazilian Business Law: Electronic payments

• The securities receivables may be issued from the characters created on a computer or equivalent technical means which appear in the bookkeeping of the issuer, subject to the minimum requirements set out in this article. (Article 889, § 3º of the Brazilian Civil Code)
Macanese Business Law: Electronic payments

- The electronic document capable of representation as a written statement, to which a qualified electronic signature has been affixed, makes full proof of the statements attributed to its author, without prejudice to the complaint and proof of the falsity of the document. (Article 4 of Law n. 05, August, 8th 2005)
Conclusion

- Brazil and Macau are on the same level of competency regarding e-commerce, e-payments, electronic, digital and magnetic securities in conveying the information of business conducted through foreign currency bonds, as a means to make full proof of facts and titles if the party against whom they appear, does not challenge the contents and the accuracy of the evidence.
- The competency of companies is also measured through the perceptions of the enterprises (CHEUNG and LEE, 2006: p. 488).
- Brazil and Macau assess whether the company has the skills, abilities and characteristics by use of internet.
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