

II BRICS Legal Forum

SHANGHAI DECLARATION

(Shanghai, China, 15 October, 2015)

1. We, represented by legal communities of BRICS member states, met in Shanghai, China, on 15 October, 2015 at the II BRICS Legal Forum, which was held under the theme “Legal Cooperation: Towards a BRICS Community of Shared Destiny”. We discussed legal issues of common interest in respect of rule of law, financial cooperation and dispute settlement mechanisms as well as key priorities in respect of further strengthening and broadening our intra-BRICS legal cooperation. We emphasized the importance to strengthen BRICS solidarity and cooperation, and decided to further enhance our strategic partnership on the basis of principles of openness, solidarity, equality, transparency and mutual understanding, inclusiveness and mutually beneficial cooperation. We agreed to step up coordinated efforts in responding to emerging challenges, ensuring peace and security, promoting development in a sustainable way for the benefit of our peoples and the international community. We confirmed our intention to further enhance the collective role of our countries in international affairs towards development of a more just and

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fair global economic and social order, based on the principles of equality and the rule of law.

2. We firmly believe the BRICS Legal Forum plays an important role in upholding rule of law, economic and social development, and to facilitate closer partnership of BRICS member states, in developing a legal framework and normative structure for a new world economic order that caters to the needs of more than half of the population of the world. We recognize the *Brasilia Declaration* adopted at the I BRICS Legal Forum as the guideline of expanding and deepening the legal exchange and cooperation among our member states, and we are committed to take all such necessary and further steps for effective implementation of the *Brasilia Declaration* as decided during the I BRICS Forum and reaffirmed and reiterated at Shanghai during the II BRICS Legal Forum.

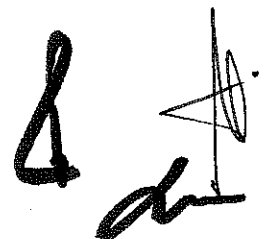
3. We note that in the context of globalization, an open international environment with fair, reasonable and equitable rules is necessary for the economic transformation and development of emerging markets. We underline the importance of legal diplomacy in promoting greater democratic, more lawful and more balanced international relations, and in advancing reform in global governance. With a focused attention to the latest developments and implementation outcomes of global legal systems

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and policies, we are willing to coordinate international relations through legal approaches to seek shared interests and common ground while putting aside differences, and to promote communication and collaboration on legal issues in a proactive and practical way by holding regular international conferences for extensive exchange of information and ideas. In this regard, we aim to make contributions to the development of global legal systems and policies.

4. We recognize the fundamental legal, political and constitutional values, concepts, cultures and principles of all countries who are involved in the Forum, with a common aim to promote and protect the Rule of Law and universal human rights. We acknowledge and safeguard the independence and integrity of the legal profession.

5. We speak highly of the formation of the Steering Committee of BRICS Legal Forum during the meeting on 13 October 2015 in Shanghai and are committed to finalize its structure. We believe the Steering Committee has a fundamental role in the development planning, strategy formulation, articulation and synergies that unite the legal communities to put forward the BRICS Legal Forum. We agree that the Steering Committee meet at least once a year called by the host association of BRICS Legal Forum that very year.

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6. We attach a great value of legal research within BRICS countries and the foundation of the BRICS Legal Research Institute in ECUPL, the BRICS Law Institute in Ural State Law University and the research unit within the Centre for Comparative Law in Africa at the University of Cape Town. Such institutes, together with those to be opened in other partner universities, will provide a platform for the BRICS legal academia and professionals to carry out fundamental, systematic and prospective studies in law, centering on the issues arising from legal theories and practice in BRICS cooperation.

7. We support the initiative of “The Alliance of BRICS Law Universities” put forward by Pontifical Catholic University of Sao Paulo, Ural State Law University, Kutafin Moscow State Law University, Amity Law School, Indian Law Institute, East China University of Political Science and Law and University of Cape Town called, with “equality, collaboration, openness and diversity” as guiding rules, aiming to promote the bilateral and multilateral legal cooperation among the universities of BRICS member states to which the Alliance is opened, and carry out the cooperative education and training program, target to collaboratively cultivate a number of jurists and lawyers with global outlook and understanding of international legal affairs who will be able to provide intellectual support to governments, legal professionals, transnational



enterprises of BRICS member states. In this regard, we highly appreciate the establishment of "BRICS Legal Training Base".

8. We recognize that with the development of the economic relations among BRICS countries, a fair and efficient dispute resolution mechanism with BRICS characteristics within BRICS countries is necessary to resolve increasing cross border disputes. We are pleased to announce the inauguration of Shanghai Center for BRICS Dispute Settlement and its expert committee. We shall promote concrete measures to enhance the mechanism to set up centers in Brazil, Russia, India and South Africa respectively, embodying the principles of the Shanghai Declaration, aiming to provide a comprehensive network for legal professionals of the BRICS countries to cooperate effectively and efficiently in dispute settlement, while satisfying the practical needs of these countries for international collaboration.

9. We note the importance of strengthening the cooperation in intra-BRICS construction of financial legal framework.

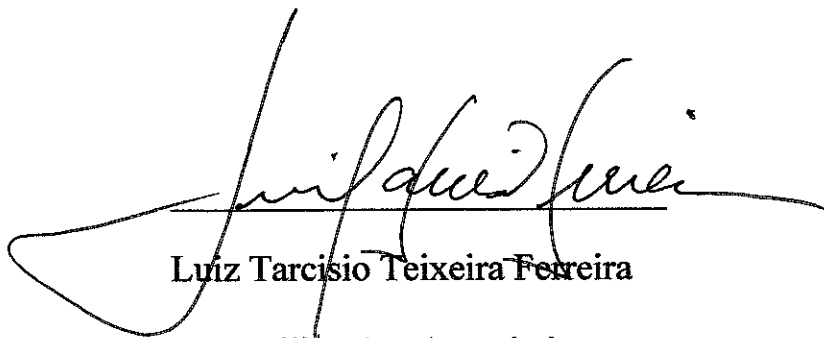
10. Legal communities of Brazil, India, Russia, South Africa and China express their sincere gratitude to China Law Society and East China



University of Political Science and Law for hosting the II BRICS Legal Forum in Shanghai.

11. Legal communities of Brazil, Russia, China, and South Africa convey their appreciation to India for its offer to host the III BRICS Legal Forum in 2016 and extend their full support to that end.

Signed by:



Luiz Tarcisio Teixeira Ferreira

Brazilian Bar Association



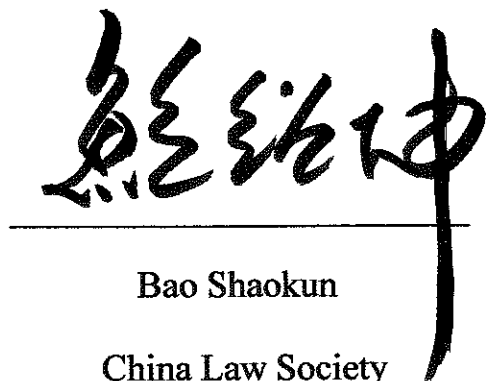
Viktor Blazheev

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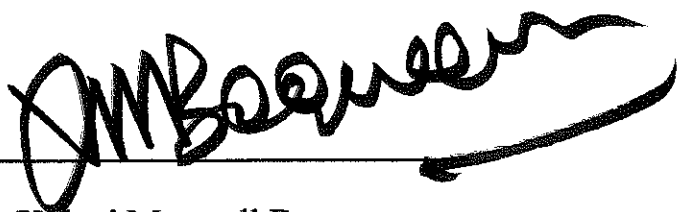
K K Venugopal

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Xolani Maxwell Boqwana

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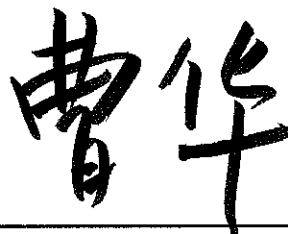
Salvatore Mancuso

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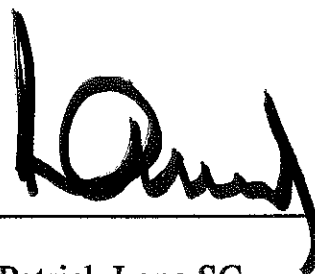
LIU Xiaohong

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CAO Hua

Bureau of International Cooperation
The Supreme People's
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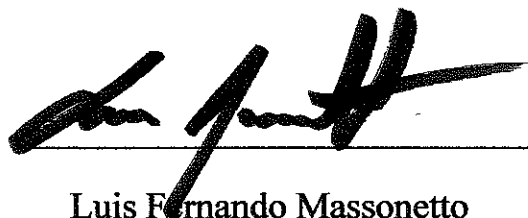
Patrick Lane SC

LIN Guoping

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Arbitration Foundation of Southern Africa



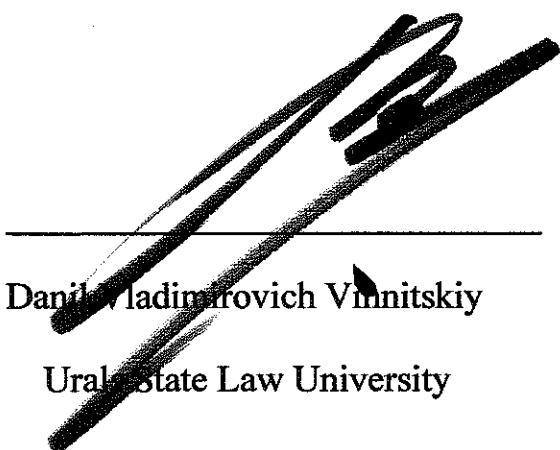
Luis Fernando Massonetto

University of Sao Paulo Professor



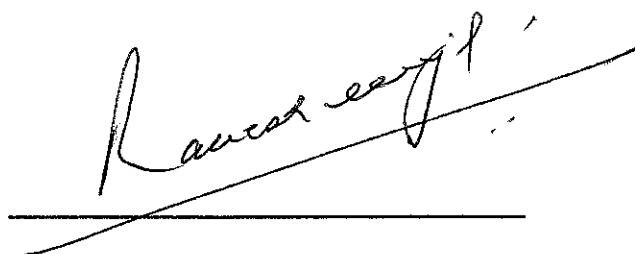
LI Xueyao

Shanghai University of Finance
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Danil Vladimirovich Vinnitskiy

Ural State Law University



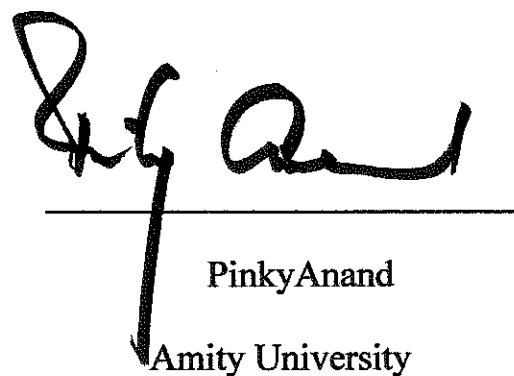
Sh. Rakesh Munjal

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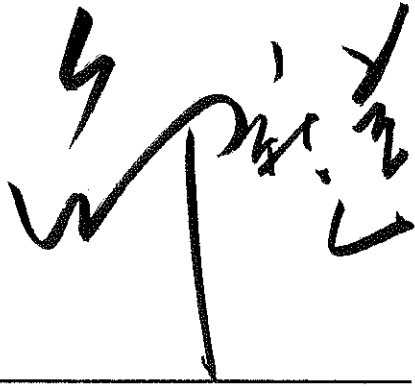
CHEN Yundong

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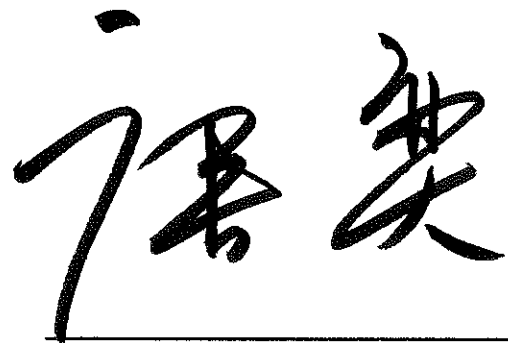
Pinky Anand

Amity University



SHAO Xinlian

Beijing Law Society



TANG Yi

Chongqing Law Society

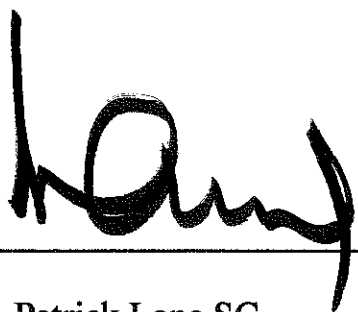


WEI Jun

Guangxi Law Society

QI Kang

Yunan Law Society



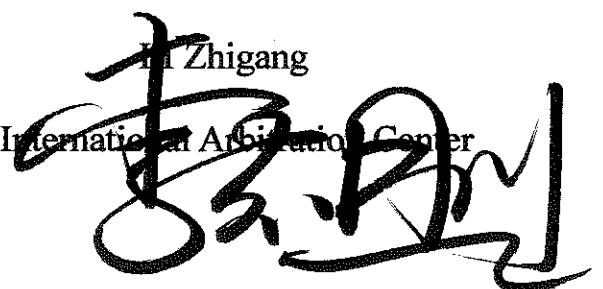
Patrick Lane SC

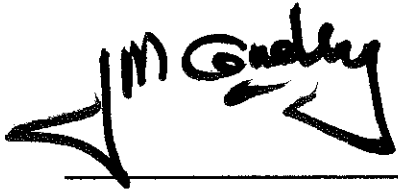
Africa ADR



Li Zhigang

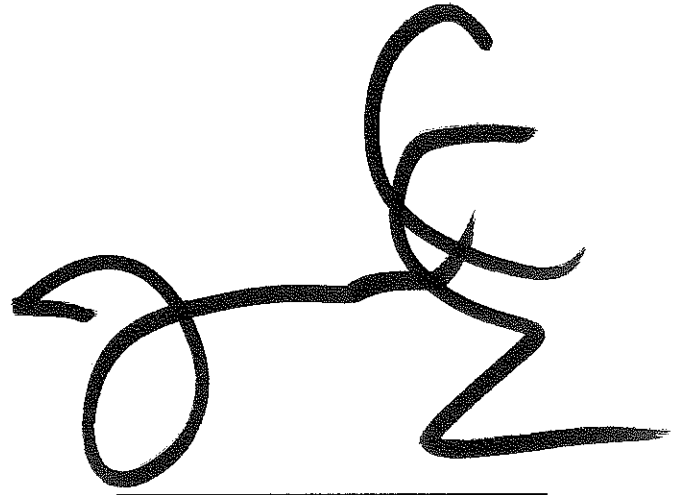
Shanghai International Arbitration Center





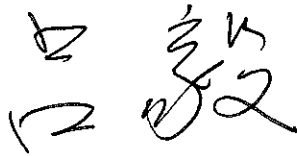
June Conolly

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LV Hongbing

Grandall Law Firm



LV Yi

Shanghai Junyue Law Firm



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Claudio Finkelstein

Pontifical Catholic University of Sao Paulo