



WHAT TO DO IF YOU ARE DETAINED BY THE CHINESE POLICE ?

**DON'T PANIC,
JUST READ THIS!**

In China, detention takes two forms. One administrative detention and the other criminal detention. In general , administrative detention is intended to protect the order of administration, while criminal detention is a temporary , coercive measure to prevent suspected criminals from escaping, obstructing an investigation, or preventing criminals from committing further violations.

**When arrested by the police, can I refuse to cooperate ?
The answer is yes!**

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WHO WE ARE

OIOLaw is specialized in legal and commercial consultancy in the territory of China, including taxation, labor law, visa problems, import and export issue, trademark, registration of company, investment, fraud, criminal case ect. We also provide professional translation and interpretation service for over 40+ languages.

DETENTION TIME LIMITS

According to the law "On Penalties for Violation of Public Order", the term of an administrative arrest is from 1 to 20 working days . The term of detention in general cases is 14 days, while the term of detention in cases of vagrancy , repeated escape and commission of crimes can reach 37 days.

TIME SPENT IN CUSTODY

Within 24 hours after the arrest, the public security organs must send the detainee to a pre-trial detention center , notify family members and conduct an interrogation .

THE INTERROGATION

If the interrogation time exceeds 24 hours and there is no guarantee of 8 hours of sleep, then the interrogation is considered exhausting . Everyone can protect their legitimate rights and interests by appealing against the actions of the prosecutor's office by filing an appropriate complaint . Or demand in a subsequent trial that unlawful evidence should be excluded.

ARTICLE 85 OF THE
《CRIMINAL PROCEDURE
LAW》 OF CHINA STIPULATES
THAT WHEN A PERSON IS
DETAINED BY THE PUBLIC
SECURITY ORGANS, THEY MUST
PRODUCE A CERTIFICATE OF
PROTEST .
HOWEVER, IN EMERGENCY
CASES THE POLICE CAN
PRESENT A POLICE LICENSE IN
ORDER TO FIRST DETAIN A
SUSPECT , AND THEN GO
THROUGH ALL THE NECESSARY
FORMALITIES.