Why did Canada arrest the CFO of Chinese tech giant Huawei?

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Answered 16h ago

I am writing this answer because all the other answers I have read so far至今为止 are very nationalist民族主义 and angry answers written by Chinese who have a very poor understanding of how the US government works on a legal and technical level. They are making a very important and classic mistake: they are familiar with how the Chinese government and society works, and they assume假设 something similar相似 about how the US government works.

首席财务官

This is not true.

In the case某一方面 of China, everything, including the state国家, is under the Chinese Communist Party共产党. This means that ultimately最终, important decisions are made by the general secretary总书记 of the Chinese Communist Party, who is Xi Jinping, who has full control over the 85M members of the party. Decisions affecting影响 the military军队 are made by the chairman of the Central中央 Military Commission委员会, who is also Xi Jinping. He is also President of China, which is mainly主要的 a titular民意上的 role角色.

Many of the answers made here are made by people who come from engineering工程 backgrounds trying to make logical有逻辑 comments about complicated复杂 political issues. What is wrong with this line这种思路 of thinking?

The number one rule of business and political negotiations协商 is this: Never assume that the party you are negotiating with thinks the same way and has the same values价值观 as如你一样 you.

This is a huge problem for Chinese who live and work outside China, because the Chinese Communist Party has its own very strong organization culture. They naturally use the logic逻辑 and thinking processes过程 which they use in China, and think that it will work outside China.

Wrong.

Regarding关于。。 the detention拘留 of Huawei CFO Meng Wanzhou, there is a very interesting fact: John Bolton, National Security Advisor to President Trump knew that this detention would happen before President Trump’s dinner meeting晚宴 with President Xi in Buenos Aires on December 1, but President Trump did not know beforehand提前. It would be inconceivable难以想象的 in China for an important arrest to be made without President Xi not having foreknowledge提前知道 about it.

How is this possible?

It is because the request for Ms. Meng’s detention was made through the US Justice Department to the Canadian Ministry of Justice through a sealed indictment (non-public) made through the US attorney for the Eastern District of New York. In the US, the US government is founded建立 on the principle原理 of separation of powers 三权分立 where the executive行政 (president), judicial司法 and legislative立法 branches分支 operate运行 separately分开. This is part of the reason原因 why an important arrest like this can happen without President Trump knowing, but his National Security Advisor, John Bolton, would.

行政的，司法的，立法的

For Chinese, this is hard to understand because if it happened in China, it is most likely because that person was a party member党员, in which case情况 it would become a party党内 issue事件. If that is the case,情况 the party general secretary would sign同意 off on it, and that person would be detained. If that person is found to have violated违反 party guidelines方针, they would be expelled开除 from the party, and prosecuted控告 and tried审判 in a criminal刑事 court, and then likely sentenced判决 to prison. In China, the whole thing is much simpler. This is because China has a dual双重的 judicial司法 system in China: an internal内部 judicial system for party members, and civil and criminal courts for the general population普通大众.

Going back to the case of Ms. Meng, the US and Canada have extradition引渡 agreements; here is a list of countries which the US has extradition treaties协定treaty with: List of United States extradition treaties - Wikipedia

Now, many may很可能 well ask, why don’t China and the US have bilateral双边的 extradition引渡  treaties, especially since China has been asking the US for one for a long time? In particular, China has pressed极力要求 the US for a long time for an extradition treaty, because there are many instances where corrupt officials have escaped to the US taking millions of dollars.