

<<用英语表达你的法律观点>>

图书基本信息

书名：<<用英语表达你的法律观点>>

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内容概要

本书是第四届全国高校法律英语大赛论文比赛优秀论文集。全书共收论文82篇，主要涉及法理学、宪法学、行政法学、刑事法学、刑事诉讼法学、民商法学、知识产权法学、国际法学和外国法学等。因此，根据论文的主题，本论文集分为五个部分：

- 第一部分是法理学及相关论文（Jurisprudence and concerned topic），共收录16篇论文；
- 第二部分是宪法和行政法学及相关论文（Administration Law and concerned topic），共收录7篇论文；
- 第三部分是刑法和刑事诉讼法学有关论文（Criminal Law and criminal procedure Law），共收录14篇论文；
- 第四部分是民商法、公司法和知识产权法（Civil law, commercial law and intellectual property law）等有关论文，共收录论文38篇；
- 第五部分是国际法和外国法（International law and foreign law）有关论文，共收录论文7篇。

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作者简介

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书籍目录

Part Jurisprudence and Concerned Topic
Judicial Independence and Public Opinion
A Study on Crisis of Faith in Law in Contemporary China
From the Social Problems to the Legal Culture
What Is the Key Point to Build Up a Society Ruled by Law?
The Import and Export of Legal Culture: A Study under
the Globalization of Law
Legal Globalization Theory and Protection of Human Rights
Indigenous Innovation Needs Sustainable Development in China
On Migrant Children' s Right to Equal Education
On the Right to Development
Mass Media and the Law: Freedom and Restriction
On the Legitimacy of Ethics Codes for Chinese Civil Service
Comparing Formal Law and Informal Law As Viewpoints of
Culture
Exploration into the Thoughts on the "Public Standard" and
"Private Standard"
On Translation of Shall in Legal English
On the Reasonable Existence of Latin in Legal English
Critical Realism of David Copperfield Elaborated by Legal
Languages
Part Administration Law and Concerned Topic
The Research on the Administrative Accountability System
Study on the Public Rental Housing System
Standards of Necessity to Grant the Interim Measures
On Local State Orga' Military Legislative Power
Research on the Perfection of Food Safety
Supervision and Administration System
Reflectio on Bribery
Study on Incentive Measures in Low- carbon Legislation
Part Criminal Law and
Criminal Procedures Law
For Justice: When Law Meets Post- Traumatic Stress Disorder
Should Euthanasia Be Legalized?
The Presumption of Innocence. A Principle at a Turning Point
God Will Always Forgive the Mistakes Made by Young Men
When Chinese Judiciary Meets the Fourth Estate= Conflict
and Resolution
Defining the Relationship between Court Mediation and
Adjudication
The Application of the Inquisitorial Procedure and Judicial
Practice
On Legal Effect of the Limitation of Prosecution upon
Expiration
Study on the Practice of Foreign Corrupt Practice Act

<<用英语表达你的法律观点>>

Do Not Buy Life, But Compeate for the Loss
Accused's Right Protected= Is the Right to Silence System a
Possible Way to Go?
Rational Appraisal on Legalization of "Technical Investigation
Measures"
The Prosecutor's Penalty Proposal Power
The Perception on Criminal Legislation for the Food Safety
Part Civil Law, Commercial Law and Intellectual Law
Study on Article 10 in the Third Interpretation of Marriage
Law
Analysis of the Defects of the New Marriage Law Interpretation in
the View of Jurisprudence
Why Do I Support Gay Marriage?
The Human Rights of Migrant Worke in China
Interests-Balancing and Tolerance Obligation in Immission
System
The Combination of Customary Law of Yi Nationality and Large
Scale Mediation
On the Characteristics of Labor Dispatching
Analysis on the Gender Discrimination in Employment
On Principle of "Equal Pay for Equal Work"
Women' s Rights Are Human Rights
On Sex Discrimination in Employment
Analysis of the Necessity of Postponing Women' s Retiring Age
An Analysis on Protecting the Interests of Chinese Enterprises in
Libya Recotruction
Legal Regulatio on Corporate Environmental Respoibility Cheered or
Chilled?
Rethinking on the Relatiohip between Iolvency Proceedings
and Commercial Arbitration
Pay without Performance and the Camouflaged Self-Dealing
Mechanism
All Starting from the Nature of Pets
Rights Disputes and Legislative Systematization of Commercial
Sig
Legal Protection of the Merchandising Right of Virtual
Characte' Names in China
Patent Law iide Univeities in Australia and Other Jurisdictio
Natural Peon On-Line Soliciting Donatio in the Rule of Law
Reflection and Beyond. The Dimeion Builds of Citizen Participation
in Water Rights Trade
Patent Protection of Clean Energy Technology and Industry
The Private Sector in Afghanistan
Reflectio on Intellectual Property Right Protection on
Traditional Chinese Medicine
The Research of Press Law in China
Legal Analysis of Flight Delay Disputes in China

<<用英语表达你的法律观点>>

To Ucramble the "Article 10" of UCHR
On the Legal Nature of Forestry Right in China
Protection of Network Intellectual Property in China
Legislative Studies on Wind Energy in China
The Discussion on Right Protection of Internet Use in QQ- 360
Battle
Action of Safeguarding Names of Chinese Colleges and
Univeities
Legal Analysis of Uptown Garages and Parking Ownehip
A Study on the Duty of Disclosure in Insurance Law
Legal Liability of Civil Flight Delays
"Directive on the Coervation of Wild Birds of the EU" and
Ipiratio
Part International Law and Foreign Law
Analysis and Countermeasure of Green Barrie to the
International Trade
The Procedures of the Court of Chancery in Bleak House
A Study on the Restrictio of Pretrial Publicity in America
Comments on the Resolutio of UN Security Council about
Somali Pirates
Crude Justice, Review of China' s Legal Framework for Offshore
Oil Rig Spill
Establishment of Oil Compeation Fund for Marine Oil Pollution
in China
Exploration into the Thoughts on the "Public Standard" and
"Private Standard"

章节摘录

版权页： 3. Legal Basis of the Delegation of Certain Military Legislative Power The Legislation Law authorizes the People's Congress and its Standing Committee of provincial, autonomous regions, municipalities directly under the Central Government and major city level power to promulgate local regulations and their administrative branch rules within statutory region. (Article 63 and Article 72) The law also emphasizes that the content of such rules and regulations should lie within the authority of its maker, and at the same time corresponds with the spirit of laws and administrative regulations promulgated by National People's Congress and State Council. According to Article 107 of the Constitution, local people's government above county level are entitled to "administrate the economic, educational, scientific, cultural, hygiene, gymnastic, urban and rural construction, fiscal, people's affair, public security, ethnic, judiciary, family planning work, and other related work by making decisions and issuing orders. " Though no direct reference of the word "national defense" in plaintext, it is partial to say the least if we are to exclude national defense from the local government's built-in functions. According to Law of People's Republic of China on National Defense, the definition of "national defense activity" consists of not only military campaign, but also paramilitary activities including related political, economical, scientific, and even educational affairs. These paramilitary activities are, to a great extent, within the responsibility of the government's administration spectrum, and therefore should be classified as the government's national defense responsibilities. When discussing whether local governments should have military legislative power, we should draw our attention to the duality of this particular power, keeping in mind that it consists of two parts, viz. national defense legislation and legislation in the army. "National defense legislation refers specially to the making of national defense laws and regulations by legislature of state (the National People's Congress and its standing committee) and state government agency (the State Council), while legislation in the army refers to authorized military institutions' activity of issuing military rules and regulations. " As a result, military legislative power can be divided correspondingly into two parts--army legislative power and national defense legislative power.

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媒体关注与评论

用英语表达法律观点应做到——选好题，有条理，再自然地表达。

法律英语学习最终能否蔚然成风，取决于学校能否创出品牌。

如果有好的品牌，用人单位自然会纷至沓来，学生学习的劲头也会空前高涨。

——中国社科院法学所兼职教授朱伟一博士 学英语难，学法律英语则是难上加难。

其实，不仅中国人以为难，外国人也以为难，甚至连一些以英语为母语的人都会把法律英语称为“外语”。

——中国人民大学法学院教授、美国西北大学法学博士何家弘教授

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编辑推荐

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