

QK1702760

JOURNAL OF COMPARATIVE LAW

# 比较法研究

中国政法大学主办 · 比较法学研究院编辑

■ 姜明安

中国政府信息公开制度的发展趋势

■ 王贵松

信息公开行政诉讼的诉的利益

■ 叶青 王小光

律师有效参与死刑复核程序研究

■ 李秀清

《中国评论》中的中国法律及其研究价值

■ 高仰光

纳粹统治时期德国法律史学的源流、变迁与影响

# 2

2017年第2期  
(双月刊·总第150期)

## 目 录

## 【专题研讨】

- 中国政府信息公开制度的发展趋势 ..... 姜明安(1)
- 政府信息获取权及其限制
- 《政府信息公开条例》第13条评析 ..... 章剑生(10)
- 信息公开行政诉讼的诉的利益 ..... 王贵松(19)
- 从信息公开到信息保护:公法上信息权保护研究的风向流转与核心问题 ... 赵 宏(31)

## 【论文】

- 律师有效参与死刑复核程序研究 ..... 叶 青 王小光(47)
- 论欧洲人权法院判决对内国刑事诉讼制度的影响与改造 ..... 艾 明(60)
- 美国刑事审判中陪审团适用法律权述评 ..... 陈学权(73)
- 英美法系的物权法定原则 ..... 黄 陇一(84)
- 大同小异抑或貌合神离? 中美环境公益诉讼比较研究 ..... 巩 固(105)
- 《中国评论》中的中国法律及其研究价值 ..... 李秀清(126)
- 纳粹统治时期德国法律史学的源流、变迁与影响
- 以价值与方法的“连续性”为视角 ..... 高仰光(139)
- 金融举报者激励和反报复保护法律制度研究
- 以美国萨班斯法和多德-弗兰克法为核心 ..... 马 一(161)
- 民国宪制设计的庞德方案:安全与自由的衡平 ..... 陈范宏(176)

## 【民法典编纂】

- 论意定代理权的授予行为 ..... 陈华彬(190)

# JOURNAL OF COMPARATIVE LAW

Bimonthly

---

---

Serial      No. 150      Mar. 2017      No. 2

---

---

## Contents

### Topic Discussion

- The Development Trend of the Government Information Disclosure System in China ..... *Jiang Mingan* ( 1 )
- The Right of Access to Government Information and Its Restrictions; Comment on the Article 13 of  
the Regulation on the Disclosure of Government Information ..... *Zhang Jiansheng* ( 10 )
- On the Interest to Sue to Disclose Public Information ..... *Wang Guisong* ( 19 )
- From Information Disclosure to Information Protection; Trends and Core Issues of the Research on the Right  
to Personal Information Protection in the Field of the Public Law ..... *Zhao Hong* ( 31 )

### Articles

- Study on the Lawyer's Effective Involvement in the Procedure for Review of Death Sentences  
..... *Ye Qing & Wang Xiaoguang* ( 47 )
- On the Impact and Reform of the Judgment of the European Court of Human Rights on the Criminal Procedure  
System of Signatory Countries ..... *Ai Ming* ( 60 )
- Review on Jury's Power of Applying Law in American Criminal Trial ..... *Chen Xuequan* ( 73 )
- The *Numerus Clausus* Principle in Anglo-American Law System ..... *Huang Longyi* ( 84 )
- Just Looks like Twins; Comparative Research on Environmental Public Interest Litigation between China and  
U. S. .... *Gong Gu* (105)
- Chinese Law in *The China Review* and Why We Study It ..... *Li Xiuqing* (126)
- The Origin, Change and Influence of German Legal Historiography during the Nazi Period  
..... *Gao Yangguang* (139)
- Research on the Legal System of Incentives and Anti-retaliation Protection of Financial Whistleblower;  
From the Aspect of SOX and Dodd-Frank Act ..... *Ma Yi* (161)
- Roscoe Pound and Chinese Constitution; Seeking the Balance between Security and Freedom  
..... *Chen Fanhong* (176)

### Codification of Civil Law

- On the Granting Action of Commission Agent Right ..... *Chen Huabin* (190)

# Journal of Comparative Law

Bimonthly

Serial No. 150 Mar. 2017 No. 2

## Selected Articles

■ Jiang Mingan

The Development Trend of the Government Information Disclosure System in China

■ Wang Guisong

On the Interest to Sue to Disclose Public Information

■ Ye Qing & Wang Xiaoguang

Study on the Lawyer's Effective Involvement in the Procedure for Review of Death Sentences

■ Li Xiuqing

Chinese Law in *The China Review* and Why We Study It

■ Gao Yangguang

The Origin, Change and Influence of German Legal Historiography during the Nazi Period

ISSN 1004-8561



国际标准刊号: ISSN 1004-8561

国内统一刊号: CN11-3171/D

定 价: 30.00元