



當代法學

Contemporary Law Review

2022/4

· 部门法前沿专题 ·

- 《刑法修正案（十一）》对口袋罪的限缩及其意义 张明楷 (3)
行政基本法典的中国道路 王敬波 (19)
中国与《联合国海洋法公约》40年：历程、影响与未来展望 杨泽伟 (29)

· 《监察法》与《刑事诉讼法》衔接适用专题 ·

- 监检衔接视野下的检察提前介入监察机制研究 姚 莉 (41)
监察调查权的规制路径
——兼评《监察法实施条例》 程 雷 (50)

· 个人信息保护法专题 ·

- 论个人信息权益与隐私权的关系 程 嘵 (59)
失信约束中个人信息保护模式的更迭与走向 彭真明 (72)
数据主权视角下的个人信息保护国际法治冲突与对策 赵海乐 (82)
论领域法的私法研究范式
——以《个人信息保护法》研究为例 何松威 (92)

- 行政处罚中违法者主观认识论纲 金成波 (105)
《民法典》人格权编中的参照适用法律技术 王 雷 (116)
人工智能创作中数据获取与利用的著作权风险及化解路径 焦和平 (128)
转售价格维持反垄断法实施的冲突困境及其解决路径 张 骏 (141)
被审前羁押者获得律师帮助权探究 罗海敏 (151)

Contemporary Law Review
Vol. 36 No. 4 (Serial No. 214), July 2022

Main Contents

· Frontiers on Branches of Law ·

- Restrictions on Pocket Crime by “Criminal Law Amendment (11)” and Its Significance ZHANG Ming-kai (3)
The Chinese Path of Basic Administrative Code WANG Jing-bo (19)
China and the United Nations Convention on the Law of the Sea 40 Years: History, Influence and Future Prospects YANG Ze-wei (29)

· Symposium on the Connective Application of “Supervision Law” and “Criminal Procedure Law” ·

- On the Supervision Mechanism of Procuratorial Intervention in Advance from the Perspective of Connecting Supervision and Procurement YAO Li (41)
The Regulatory Path of Supervision and Investigation Power: A Commentary on Implementation Regulations of the Supervision Law CHENG Lei (50)

· Symposium on Personal Information Protection Law ·

- On the Relationship between Personal Information Rights and Privacy Rights CHENG Xiao (59)
The Evolution and Trend of Personal Information Protection Mode in the Constraint of Untrustworthiness PENG Zhen-ming (72)
International Legal Conflicts and Countermeasures for Personal Information Protection from the Perspective of Data Sovereignty ZHAO Hai-le (82)
On the Private Law Research Paradigm of Domain Law: A Study Based on Personal Information Protection Law HE Song-wei (92)

- An Outline of Subjective Knowledge of Violators in Administrative Punishment JIN Cheng-bo (105)
Legal Techniques on Reference Application in the Personality Rights Title in the Civil Code WANG Lei (116)
Copyright Risks and Solutions for Data Acquisition and Utilization in Artificial Intelligence Works JIAO He-ping (128)
Anti-monopoly Law Implementation Concerning Resale Price Maintenance: Conflict Dilemma and Its Solution ZHANG Jun (141)
An Inquiry into the Right of Pretrial Detainees to Get Help from Lawyers LUO Hai-min (151)

(Translated by HE Zhi-peng)