

2020年·总第469期·月刊

12

QK2064934

ISSN 1000 - 4238

CN 31 - 1050/D

LAW SCIENCE

# 法 学

夫妻债务规范的诉讼实施 任重

金融整治的法律治理 冯辉

论刑法与生物安全法的规范衔接 吴小帅

终身监禁制度的司法限缩及其路径 刘霜

裁判文书『不公开』的制度反思 侯学宾

华东政法大学·主办

9 771000 423205 1.2

# 法學

2020年第12期 总第469期

LAW SCIENCE MONTHLY

(每月20日出版)

## 夫妻债务规范的诉讼实施

——兼论民法典与民事诉讼的衔接·····任重 /3

## 金融整治的法律治理

——以“P2P网贷风险专项整治”为例·····冯辉 /19

论刑法与生物安全法的规范衔接·····吴小帅 /36

认罪认罚从宽制度中司法承诺之考察·····刘泊宁 /50

## 终身监禁制度的司法限缩及其路径

——以2015—2020年已决案例为样本的分析·····刘霜 /65

论司法的可错性·····陈科 /80

## 裁判文书“不公开”的制度反思

——以离婚诉讼为视角·····侯学宾 /97

## 对当事人鉴定申请的司法审查

——兼论书证真伪鉴定的特殊性·····曹志勋 /112

香港特区对《基本法》中“涉及政府政策”的认定及其适用·····朱应平 /130

《政务处分法》双轨惩戒制度之间的衔接协调·····郭文涛 /147

行政协议合法性审查机制的构建·····陈天昊 /159

平台三角用工的劳动关系认定及责任承担·····王茜 /176

注释体例·····/192

CONTENTS

Litigation Practice of Rules of Matrimonial Debt  
——Also Discussing the Connection between Civil Code and Civil Procedure ..... Ren Zhong/3

Governance by Law on Financial Renovation  
——“Special Campaign against Risk of P2P Online Lending” as an Example.....Feng Hui/19

Review on Connection between Rules of Criminal Law and Bio-Safety Law ..... Wu Xiaoshuai/36

Observation of Judicial Promise in the System of “Leniency in Confession and Punishment Acceptance”  
..... Liu Boning/50

Judicial Restriction and its Approach of Life Sentence System  
——An Analysis based on Samples of Determined Cases from 2015 to 2020 ..... Liu Shuang/65

Review on Possibility of Mistake in Justice.....Chen Ke/80

Review on the System of “Non-Publication” of Judgements  
——An Angle from Divorce Litigation ..... Hou Xuebin/97

Judicial Review to Litigant’s Application for Appraisal  
——Also Discussing the Special Feature of Identifying Authenticity of Documentary Evidence  
..... Cao Zhixun/112

The Method and Its Application of Hong Kong SAR Identifying “Relating to Government Policy” as  
Provided in the Basic Law ..... Zhu Yingping/130

Coordination and Connection between Dual Punishment Systems in the Disciplinary Punishment Act  
..... Guo Wentao/147

Construction of Legality Review System for Administrative Agreement.....Chen Tianhao/159

Identification of Employment Relationship and Assumption of Liability in Relation to Platform Recruitment  
Involving Three Parties..... Wang Xi/176

Annotation Style and Layout ..... /192

Sponsored by the East China University of Political Science & Law



微信



投稿

---

主管单位：上海市教育委员会

出版单位：《法学》编辑部

主办单位：华东政法大学

邮 编：200042

地 址：上海市万航渡路 1575 号

网 址：<http://www.ecupl.edu.cn/intro/kxyj/fx.htm>

邮政代号：4-342

印 刷：上海长鹰印刷厂

电 话：(021) 62071924

国内总发行：上海市报刊发行处

Email: [hzfaxue@sina.com](mailto:hzfaxue@sina.com)

国外总发行：中国出版对外贸易公司上海分公司

定 价：30.00 元