

QK2008448



法

全国中文核心期刊
中国人文社会科学核心期刊
中文社会科学引文索引 (CSSCI) 来源期刊

学

论

坛

LEGAL FORUM

2020



第35卷 总第187期

法学论坛

双月刊 1986年创刊

华东地区优秀期刊

名家主持·生态文明与环境治理机制变革

论环境法的沟通与协调机制

- 以现代环境治理体系为视角 吕忠梅 5
- 大数据时代的环境行政管理体制改革与重塑 侯佳儒 尚毓嵩 13
- 从危害防止到风险预防:环境治理的风险转身与制度调适 张宝 22
- 论空间视角下的流域治理法律机制 刘佳奇 31

特别策划·中国特色社会主义法治建设

- 中国特色社会主义法治理论:思想根基、主要特性与学科定位 喻中 40
- 执政党领导法治建设合法性分析 魏治勋 48
- 从法治走向善治的中国特色社会主义治理模式 钱锦宇 57

[基本参数] CN37-1343/D * 1986 * B * A4 * 160 * ZH * P * ¥20 * 2000 * 17 * 2020 * 01

2020 年第 1 期 目次

总第 35 卷 · 第 187 期 · 2020 年 1 月 10 日出版

学术视点

- 小额诉讼程序适用的改进逻辑 刘加良 67
- 普通共同诉讼的权限分配与范围界定 刘鹏飞 77
- “正犯主犯化”:趋势、原因及启示 胡宗金 89
- 合同无效时建设工程优先受偿权的教义学探析 王玮玲 97
- 论盗窃罪中财物的界定方案 雷一鸣 106

热点聚焦

- 《民法典·继承编》:编纂争议与制度抉择 王歌雅 115
- 来华留学生教育治理:困境、模式与出路 汤妩艳 126
- 环境行政执法与刑事司法衔接的法律省思 周兆进 135
- 禁止自证其罪与刑事证明妨碍的冲突与衡平 赵信会 143
- 认罪认罚案件上诉问题研究 赵菁 152

编辑部主任:吴岩 英文译校:王德福 刊名篆刻:魏永年 封面设计:李菡 法律顾问:臧天祥 刘丕峰

CONTENTS

| | |
|--|--|
| On the Communication and Coordination Mechanism of Environmental Law: From the perspective of modern environmental governance system LYU Zhongmei 5 | The Authority Distribution and Scope Definition of Ordinary Joint Litigation LIU Pengfei 77 |
| Reform and Reconstruction of Environmental Administration System Under the Era of Big Data HOU Jiaru, SHANG Yusong 13 | " The Perpetrator Being Principal Offender " ; Tendency, Reasons and Revelation HU Zongjin 89 |
| From Prevention to Precaution: Risk Steering and Institution Adjustment for Environmental Governance ZHANG Bao 22 | Priority of Construction Project under Invalid Contract WANG Weiling 97 |
| On the Legal Mechanism of River Basin Governance from the Perspective of Space LIU Jiaqi 31 | On the Definition of Property in Larceny LEI Yiming 106 |
| The Theory of Socialist Rule of Law with Chinese Characteristics: Ideological Foundation, Main Characteristics and Discipline Orientation YU Zhong 40 | <i>The Inheritance Series of the Civil Code</i> : Codification Controversy and Institutional Choice WANG Geya 115 |
| Legitimacy Analysis of Ruling Party's Leadership of the Construction of the Rule of Law WEI Zhixun 48 | Educational Governance for Foreign Students in China: Problems, Mode and Resolutions TANG Wuyan 126 |
| The Extrinsic Motivation, Inherent Logic and Political Prospect of the Chinese Model of Governance: From Rule of law to the Good Governance QIAN Jinyu 57 | Analysis of Legal Problems in The Connection between Environmental Administrative Enforcement and Criminal Justice ZHOU Zhaojin 135 |
| The Improvement Logic of the Application of Small Claims Procedure LIU Jialiang 67 | The Rule Against Self-Incriminated and The Spoliation of Evidence In Criminal Procedure ZHAO Xinhui 143 |
| | Research on Criminal Appeal of Cases Applied Lenient Punishments on Those Confessing to Their Crimes and Accepting Punishments ZHAO Jing 152 |



主管主办 山东省法学会

主编 任伟

编辑出版 《法学论坛》编辑部

地址 济南市经十路15743号

电话 (0531)82923037

电子信箱 luntan@vip.163.com

邮编 250014

印刷 山东金邮印务股份有限公司

国内发行 济南市邮政局

国外发行 中国国际图书贸易总公司(北京399信箱)

Sponsor Jurisprudence Association of Shandong Province

Editor-in-chief Ren Wei

Editor & Publisher Editorial Office of Legal Forum

Address No.15743 Jingshi Road,Jinan

Telephone (0531)82923037

Postcode 250014

Printing House Shandong Jinyou Printing Co., Ltd.

Issued by Jinan Post Office

Issue No. 24-219

Overseas Issue China International Book Trading Corporation(P.O.Box 399.Beijing)

Overseas Issue No. BM7198

ISSN 1009-8003



国内统一刊号: CN37-1343/D
国际标准刊号: ISSN1009-8003

国内邮发代号: 24-219
国外发行代号: BM7198

定价: 20.00元