

国家社科基金资助期刊
中文社科 CSSCI 来源期刊

LAW AND SOCIAL DEVELOPMENT

陈兴良
套路贷犯罪研究

刘仁文
我国行政拘留纳入刑法体系构想

刘叶深
为新兴权利辩护

陆幸福
权利分析理论在司法中的适用
——法理有用性的一个例证

法律与社会发展

5

2021
第二十七卷第五期
(总第161期)

• 本刊特稿 •

- 套路贷犯罪研究 陈兴良(5)

• 法理中国研究 •

权利分析理论在司法中的应用

- 法理有用性的一个例证 陆幸福(28)

• 全面依法治国研究 •

- 我国行政拘留纳入刑法体系构想 刘仁文(47)

- 论我国立法体制的优化 姜孝贤(68)

• 法学范畴研究 •

- 为新兴权利辩护 刘叶深(82)

- 权利的证立论：超越意志论和利益论 于柏华(104)

- 个人信息权的权利证成 付新华(123)

• 司法文明研究 •

- 论民事庭审证据调查范围之确定 李凌(141)

- 民事审限之“双高”悖论及其司法化构建 郑涛(156)

• 部门法哲学研究 •

- 功能视角下个人信息的公共性及其实现 胡凌(176)

- 为批判立法的法益概念辩护 贾健(190)

• 法学·法律方法研究 •

- 论经验法则在司法证明中的展开及适用 瞿明亮(206)

LAW AND SOCIAL DEVELOPMENT

(Bimonthly)

Vol. 27 , No. 5 (Series No. 161)

September 10 , 2021

MAIN CONTENTS

Feature

- Research on the Crime of Loan by Fraud Chen Xingliang (5)

Studies on Fali-China

- The Judicial Application of the Theory of Rights Analysis: An Exemplification of the Usefulness of
Fali Lu Xingfu (28)

Studies on Law-based Governance Comprehensively

- A Conception of Incorporation of Administrative Detention into Criminal Law System
Liu Renwen (47)

- On the Optimization of China's Legislative Regime Jiang Xiaoxian (68)

Studies on Legal Categories

- In Defense of New Rights Liu Yeshen (82)

- The Justification Theory of Rights: Beyond the Will Theory and Interest Theory
Yu Baihua (104)

- On the Justification of the Right to Personal Information Fu Xinhua (123)

Studies on Judicial Civilization

- On the Determination of the Scope of Civil Evidence Investigation Li Ling (141)

- The "Double High" Paradox of Time Limit in Civil Trial and Its Procedural Construction
Zheng Tao (156)

Studies on Philosophy of Branches of Law

- The Commonality of Personal Information and Its Realization from the Perspective of Social Function
..... Hu Ling (176)

- In Defense of the Legislation-Criticized Concept of Rechtsgut Jia Jian (190)

Studies on Legal Method

- On the Development and Application of the Rule of Experience in Judicial Proof
Ju Mingliang (206)

(Translated by Zhu Zhen)