

GLOBAL LAW REVIEW

中国社会科学院法学研究所主办

2016/第4期

(总第38卷)

环球法律评论

(双月刊)





理论前沿

澳门特别行政区对市场竞争的保护:挑战与展望

【摩尔多瓦】亚历山大·史维特里契尼 5

“以管理为基础的规制”

——对网络运营者安全保护义务的重构 洪延青 20

网络服务提供者的刑法责任比较研究 王华伟 41

论“不予适用”:一种消极的司法审查

——以《行政诉讼法》第63条和64条为中心的考察 马得华 57

建设用地使用权期限届满法律后果比较观察 王林清 75

我国诉前行为保全申请的实践难题:成因与出路 任重 92

GLOBAL LAW REVIEW is a bimonthly academic journal of law published by the Institute of Law, Chinese Academy of Social Sciences and distributed in China and abroad. Scholars and practitioners from all countries are cordially invited to contribute articles for the journal. Articles submitted may be in foreign languages or in Chinese. Any translations must be accompanied by author's authorization. Two copies of the journal will be sent to the writer or translator as soon as the article is published. All rights reserved.

法律认识论视野中的法律渊源概念

马 驰 111

环球评论

德国的引渡制度：原则、结构与变化

樊 文 127

英国大宪章对罗马法的继受与创新

陈鹏飞 147

国际法研究

“中国平安诉比利时王国投资仲裁案”

——以条约适用的时际法为视角

刘 勇 162

中国自由贸易协定知识产权文本的体系化构建

刘 彬 179

GLOBAL LAW REVIEW

Published by Institute of Law, Chinese Academy of Social Sciences (CASS)

15 Shatan Beijie, Beijing 100720, China

Tel: 010-64022194

Fax: 010-64014045

Email: glawreview@cass.org.cn

Website: <http://www.iolaw.org.cn>

版权为本刊所有。如欲转载、翻译或收录本刊内容，须先获得本刊书面许可。

GLOBAL LAW REVIEW

(Bimonthly)

Volume 38

July 2016

Number 4

CONTENTS

THEORETICAL FRONTS

- Protection of Market Competition in Macao SAR: Challenges and Perspectives *Alexandr Svetlicinii* 5
- Management-based Regulation: Reconstruction of the Security Obligation of Network Operators *Hong Yanqing* 20
- A Comparative Study on the Criminal Responsibility of Internet Service Providers *Wang Huawei* 41
- ‘Refusal to Apply’: a Passive Judicial Review— an Analysis Based on Article 63 and Article 64 of the
Administrative Litigation Law *Ma Dehua* 57
- Comparative Observations on Legal Consequences of Expiration of the Right to the Use of Construction Land
..... *Wang Linqing* 75
- On the Causes of and Solutions to the Difficulties in the Application for Preliminary Injunction in
Chinese Civil Procedure *Ren Zhong* 92
- The Concept of Legal Source from the Perspective Legal Epistemology *Ma Chi* 111

REVIEW OF FOREIGN LAWS

- The German System of Extradition: Principles, Structures and Changes *Fan Wen* 127
- Reception and Innovation of Roman Law by the Magna Carta *Chen Pengfei* 147

INTERNATIONAL LAW ISSUES

- An Analysis of China Ping An v. Kingdom of Belgium Investment Arbitration Case:
from the Perspective of Inter-temporal Law in the Application of Treaties *Liu Yong* 162
- Systematization of Intellectual Property Texts of China’s Free Trade Agreements *Liu Bin* 179

中国社会科学院优秀期刊
中国人文社会科学核心期刊
CSSCI来源期刊
全国中文核心期刊



封面设计:孙宇

邮发代号: 2-529

国内统一连续出版物号: CN 11-4560/D

国际标准连续出版物号: 1009-6728

国内定价: 35.00元

ISSN 1009-6728



万方数据