



全国优秀社科期刊
山东省优秀期刊
华东地区优秀期刊

山东警察学院学报

JOURNAL OF SHANDONG
POLICE COLLEGE

2013.3
第25卷 总第129期

ISSN 1673-1565

05>



9 771673 156059

POLICE *****

ISSN1673-1565
CN37-1432/D

山东警察学院学报

1988 年创刊·双月刊

2013 年第 3 期·第 25 卷·总第 129 期

2013 年 5 月 20 日出版

■ 法学前沿

国际环境法视角下的气候变化议题

——挑战与应对·····刘惠荣,陈奕彤(5)

论小额诉讼程序的性质

——兼评我国民诉法第162条····· 陈爱武(13)

监护人责任若干疑难问题思考····· 张钰欣,郭明瑞(18)

■ 刑事立法政策研究

数罪并罚中的刑事立法政策问题探析····· 孟庆华(25)

论宽严相济刑事政策的程序保障

——以2012年《刑事诉讼法》修订为视角····· 张兆松(32)

刑事立法政策与公众认同论纲····· 郭泽强(45)

网络社会下中国刑事立法政策的民意审视与构建····· 李 翔(53)

■ 刑事法学研究

法官自身因素对案件事实认定的影响

——从定量分析的角度····· 刘广三,彭心韵(60)

论死缓适用率的提高····· 赖早兴(68)

法官与有效辩护····· 吴纪奎,刘文升,钱志刚(72)

英国刑法的当代命运

——趋同中的坚守····· 陈跃辉(79)

■ 侦查学研究

控制下交付的历史沿革探析····· 陈永生,蔡其颖(84)

英文译校:刘震宇

封面设计:蔡立国

全国优秀社科期刊
山东省优秀期刊
华东地区优秀期刊

杀害卖淫女案件的特点、侦查难点及侦查对策………马忠红,张彦来(90)

“破案”问题研究

——以《公安机关办理刑事案件程序规定》修订为视角………胡 兰(94)

我国侦查监督机制的反思与重构………姜淑华(99)

■ 犯罪学研究

虐童行为的类型分析及刑法规制……… 谢治东,卢 峰(104)

女性犯罪实证研究……… 张应立(112)

论罪过情感……… 温建辉(119)

我国大陆有组织犯罪的现状、发展趋势及其对策………李颖峰(125)

荣格的情结理论与犯罪动机……… 陈凡龙,关 鹏(132)

■ 治安学研究

亲民警务目标体系的构成探析……… 贾延昭,王精忠,刘海亮(139)

公安机关救助争议问题研究

——由一起行政诉讼案件引发的思考………杨 红,许云峰(144)

■ 警学研究

试论警察战术权机制的社会适应性……… 严琦华(150)

对我省公安机关行风廉政建设的思考……… 李喜和(156)

■ 书评

习惯成为法律的第三条路径

——评王林敏《民间习惯的司法识别》……… 吴敬华,李卫杰(封三)

[基本参数]CN37-1432/D*1988*B*A4*156*zh*P*16.00*5000*24*2013-05

Journal of Shandong Police College

No. 3, (Serial No. 129 Vol. 25) May, 2013

CONTENTS

| | |
|---|---|
| The Topic of Climatic Change from the Perspective of International Environmental Law ——Challenges and Countermeasures | LIU Hui - rong, CHEN Yi - tong(5) |
| On The Nature of Small Litigation Procedure —— And Commenting on Article 162 Under The Civil Procedure Law of China | CHEN Ai - wu(13) |
| Thinking about Some Difficult Problems on Guardian Responsibility | ZHANG Yu - xin, GUO Ming - rui(18) |
| A Tentative Analysis on Criminal Legislation Policy of Combined Punishment for Several Crimes | MENG Qing - hua(25) |
| On Procedure Guarantee of Criminal Policy Combining Punishment with Leniency ——From The Perspective of Amendment of The Criminal Procedure Law in 2012 | ZHANG Zhao - song (32) |
| An Outline of Criminal Legislation Policy and Public Identity | GUO Ze - qiang(45) |
| On Review and Construction of Public Opinion of China's Criminal Legislation Policy in The Network Society | LI Xiang(53) |
| The Influence on Determination of Case Truth Caused by Judges' Personal Factors ——From The Perspective of Quantitative Analysis | LIU Guang - san, PENG Xin - yun(60) |
| On Enhancement of Applicable Rate of Death Sentence with Reprieve | LAI Zao - xing(68) |
| Judges and Effective Defense | WU Ji - kui, LIU Wen - sheng, QIAN Zhi - gang(72) |
| The Contemporary Fate of The British Criminal Law ——Sticking Out in Convergence | CHEN Yue - hui(79) |
| A Tentative Analysis on Historical Evolution of Controlled Delivery | CHEN Yong - sheng, CAI Qi - ying(84) |
| On Characteristics, Investigation Difficulties as well as Countermeasures in Criminal Cases of Killing Prostitutes | MA Zhong - hong, ZHANG Yan - lai(90) |
| A Study on "Solving Cases" ——From The Perspective of Amendment of Procedures for The Criminal Cases Handled by Public Security Organs | HU Lan(94) |
| On Reflection and Reconstruction of Investigation Supervision Mechanism in Our Country | JIANG Shu - hua(99) |
| The Classification Analysis and Criminal Law Regulation of Child Abuse | XIE Zhi - dong, LU Feng(104) |
| A Empirical Research on Crimes Committed by Female | ZHANG Ying - li(112) |
| On Guilty Emotion | WEN Jian - Hui(119) |
| The Present Situation, Development Trend and Countermeasures of Organized Crime in The Mainland of China | LI Ying - feng(125) |
| Carl G. Jung's Complex Theory and Crime Motive | CHEN Fan - long, GUAN Peng(132) |
| A Tentative Analysis on The Composition of Target System of Close - to - People Policing | JIA Yan - zhao WANG Jing - zhong LIU Hai - Liang(139) |
| A Research on Rescue Disputes in Public Security Organs —— Consideration Caused by An Administrative Litigation Case | YANG Hong, XU Yun - feng(144) |
| A Tentative Discussion on Social Adaptability of Power Mechanism of Police Tactics | YAN Qi - Hua(150) |
| Consideration on The Cultivation of Clean Government in Public Security Organs of Our Province | LI Xi - he(156) |
| Habits Become The Third Path of Law —— Reviewing Judicial Identification of Folk Customs Written by Wang Linmin | WU Jing - hua LI Wei - jie(封三) |
