

【专题研讨】

中国控烟战略与法律问题研讨

- 我国控烟的现状和未来 杨功焕 (1)
-
- 《烟草控制框架公约》及其实施准则的国内法效力 赵建文 (4)
-
- 对《烟草控制框架公约》实施准则法律性质的思考 黄金荣 (6)
-
- 我国控烟领域履约机制的反思及对策 解志勇 (8)
-
- 国内控烟立法与《烟草控制框架公约》之差距 沈敏荣 (10)
-
- 控烟行动中的权利冲突与交易式解决 王方玉 (14)

【商榷名家】

全球化时代国家主权理论真的走向死亡了吗 ——与周永坤先生对话

杜国胜 (18)

【域外借鉴】

日本行政法政策论考察

江利红 (28)

略论我国产业结构调整的国际法环境

——从日本避税地对策税制的适用态势谈起

李 辉 (34)

【司法实务】

当前司法建议工作的主要问题及对策

雷 震 (42)

对刑讯逼供原因的再认识

——兼论办案人员素质不高导致刑讯逼供的命题

金泽刚 魏利军 (51)

徇私舞弊减刑、假释、暂予监外执行罪的证据模式

冯亨俊 沈宇峻 (57)

【法学论坛】

司法能动主义概念之界定 徐 纯 (63)

媒体低俗之风的法律规制 向长艳 (70)

行政悬赏的法律性质探析 姜伟国 (77)

《治安管理处罚法》变处罚为强制的反思
——以没收变收缴为分析视角 张 弘 尚 芹 (83)

被羁押者人身安全的程序法思考 谢佑平 胡 图 (88)

遏制监所暴力与监所改革研究 朱沅沅 (95)

共有人优先购买权研究 刘耀东 (103)

商标的物权化扩张及利益调适 李士林 (112)

“商法公法化”之逻辑思辨 艾围利 (119)

劳动法上待命时间的法学分析 胡玉浪 (125)

【立法研究】

政府立法的成本与效益分析 杨圣坤 (130)

【法治上海】

上海市公安机关社区警务建设刍议 马德世 汪银平 (136)

【案例分析】

完善不定时工作制的法律思考
——以李某诉某物业管理服务中心案为视角 班小辉 李坤刚 (140)

Journal of Shanghai University of Political Science & Law

THE RULE OF LAW FORUM

Vol. 25 No. 4 Jul. 2010

Contents

Discussion of Smoking Control Strategy and Legal Issues in China.....YANG Gonghuan,
ZHAO Jianwen, HUANG Jinrong, XIE Zhiyong, SHEN Minrong & WANG Fangyu (1)

Is Sovereignty Theory in Globalization Era really Outdated.....DU Guosheng(18)

Correlation between Administrative Law and Policy.....JIANG Lihong (28)

International Law Background of Chinese Industrial Structure Adjustment.....LI Hui(34)

Major Issues and Countermeasures of Judicial Suggestion.....LEI Ting(42)

Re-understanding the Reasons of Extorting Confession by Torture
.....JIN Zegang & WEI Lijun(51)

Proof Pattern of Commutation of Punishment, Parole and Temporary Execution of
Sentence outside Prison.....FENG Hengjun & SHEN Yujun(57)

Defining Concept of Judicial Activism.....XU Dun(63)

Legal Regulation against Low and Vulgar Taste on Screen.....XIANG Changyan(70)

Legal Nature of Administrative Reward Offering.....JIANG Weiguo(77)

Rethinking of Changing Punishment to Enforcement under Security Administration
Punishment Law.....ZHANG Hong & SHANG Qin (83)

Personal Safety of Detainees in View of Procedural Law.....XIE Youping & HU Tu(88)

Restraining Prison Violence and Prison Reformation.....ZHU Yuanyuan(95)

On Joint Owner's Option to Purchase.....LIU Yaodong(103)

Expansion in Trademark Material-right and Its Interest Adjustment.....LI Shilin (112)

Logic Thinking of Affiliating Commercial Law to Public Law.....AI Weili (119)

Legal Analysis on Alert Time in Labor Law.....HU Yulang(125)

Cost and Efficiency Analysis of Government Legislation.....YANG Shengkun (130)

Constructing Shanghai Police Community Policing.....MA Deshi & WANG Yinping(136)

Legal Thinking of Perfecting Flexible Working Hour System
.....BAN Xiaohui & LI Kungang(140)