

ISSN 1674-9502

CN 31-2011/D

JOURNAL OF SHANGHAI UNIVERSITY OF POLITICAL SCIENCE & LAW

上海政法學院學報

中國人文社會科學₃擴展期刊
全國優秀社科學報
全國高校文科學報特色欄目
上海市優秀期刊
上海市優秀學報

法治論叢

3 2020

上合组织法治

论国际法视域下上海合作组织命运共同体的构建	刘晓红 冯 硕	1
国际海洋法法庭海底争端分庭的强制管辖权问题研究	李文杰	18

法学前沿

新中国法治话语之变迁：1949-2019	付子堂 池 通	30
维护社会稳定的五个关系维度研究	严 励 单 佳	39
社会学解释方法在指导性案例中的适用及其改进	孙光宁	47
日本服务合同立法受挫的经验和教训	周江洪	59
行政处罚归责中的主观要件研究 ——兼谈《行政处罚法》的修改	姬亚平 申泽宇	68
私募基金管理人背信运用受托财产罪规制	汪明亮 安汇玉	78
我国法制审查制度的产生及演进	王晓妹 王志豪	94

民法典专论

连坐恶法岂能死灰复燃 ——论《侵权责任法》第87条及民法典编纂中的高空抛物责任	孟祥沛	104
回归本源：财产法视角下的信托制度	赵 磊 于 晗	116

党内法规研究

中国共产党基层组织工作条例比较研究	韩 强 刘苍瑜	127
论监察法规与中国规范体系的融贯	祝 捷 杜晞瑜	135

Journal of Shanghai University of Political Science & Law

THE RULE OF LAW FORUM

Vol. 35 No. 3 Mar. 2020

Contents

To Construct Fate Community of Shanghai Cooperation Organization in View of International Law	Liu Xiaohong & Feng Shuo	1
Study on Compulsory Jurisdiction of Seabed Disputes Chamber of ITLOS	Li Wenjie	18
70-year Evolution of Chinese Legal Discourse: 1949-2019	Fu Zitang & Chi Tong	30
Research on Five Relationship Dimensions to Enhance Social Governance Level	Yan Li & Shan Jia	39
Application and Improvement of Sociological Interpretation Method in Guide Case	Sun Guangning	47
Experience and Lessons from Frustration of Service Contract Legislation in Japan	Zhou Jianghong	59
On Subjective Elements of Imputation in Administrative Penalty	Ji Yaping & Shen Zeyu	68
Regulation of Crime of Breach Trust in Entrusted Property against Private Fund Manager	Wang Mingliang & An Huiyu	78
Emergence and Evolution of Legal Review System in China	Wang Xiaomei & Wang Zhihao	94
How can Evil Law of Responsibility Sharing System Revive	Meng Xiangpei	104
Back to Basics: Trust System in View of Property Law	Zhao Lei & Yu Han	116
Comparative Study on Work Regulations of Grassroots Organizations of CPC	Han Qiang & Liu Cangyu	127
On Integration of Supervision Statutes and Chinese Standard System	Zhu Jie & Du Xiyu	135