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广告许可证:

皖合工商广字052号

- 林尚立 建构民主的政治逻辑
——从马克思的民主理论出发 / 5
- 李 强
史玲玲 “社会影响评价”及其在我国的应用 / 19
- 吴 忠 提升城市文化软实力的意义与路径选择 / 28
- 韩鹏云 我国农村公共产品供给制度的结构与历史性变迁
刘祖云 ——一个历史制度主义的分析范式 / 37
- 徐理响 从动员式参与到自主式参与
——农村公共事物治理中的农民角色分析 / 45
- 韩彩英 学派观念和中国科学哲学“语境论学派”的学术特色 / 52

学科前沿

- 胡微微
张 晓 “公共行政的精神”与共和主义 / 67
- 吕普生 公共物品属性界定方式分析
——对经典界定方式的反思与扩展 / 73
- 李江新 社区管理三大参与主体分析
——基于多元共治的视角 / 79
- 尹伟民 仲裁中的证据能力规则
——以诉讼与仲裁机制的差异为视角 / 87
- 邱爱民
杨毓云 论鉴定结论作为科学证据的资格要素 / 94

学术批评

- 陈 波 反驳克里普克的认知论证 / 103

推动学术进步

ACADEMICS

Monthly

No. 5 May. 2011. 5

-
- 胡焕龙 破除陈旧意识形态 树立现代政治理念
——读闾光联《君主立宪在近代中国何以不可能》 / 117
- 潘定武 《圆圆曲》主题之争及思考 / 129

学人论语

- 蒋德勤 弘扬以求真创新为内蕴的大学精神 / 136
- 董玉节 高校“去行政化”与重塑大学精神 / 141
周亚东
- 陈星平 现代大学共同治理中的教师参与 / 148

学者专论

- 陈庆军 试论文本与图像之间的徽学研究走向 / 154
- 程波涛 明清徽州建筑雕饰的意象构成模式与文化解析 / 159
- 韩成军 对非国家工作人员行贿罪探析 / 166
- 金鑫 交易费用导向下的宽恕制度及其中国化建构 / 173
- 马德峰 构建大学生村官工作长效机制的实践探索 / 179
- 曾炜 喜剧小品的语言“得体性”偏离现象研究 / 186

学术史谭

〔学问人生〕

- 翁飞 欧老留给我们的遗产
——纪念欧远方先生逝世十周年 / 193

〔史实追踪〕

- 刘训华 清末学生的革命与不革命
——兼论清末印象与历史在场 / 197

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学术界

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We Aim at Carrying Forward
the Spirit of Humanities

We Strive for Promoting
Academic Research

学界观察

[问题扫描]

孙婷 政府责任视角下志愿失灵原因探析 / 209

王凌燕 公民行政参与的困境和出路 / 217

[域外参考]

赵枏安 借鉴域外经验 推进国家志愿服务立法 / 224

[读书评书]

刘一秀 赓续传统:现实主义的成长叙事
——再论贾平凹的《浮躁》 / 230

学术论点摘编 / 234

△回归儒学的普遍主义立场△毛泽东哲学思想是不断发展的开放的理论体系△如何推进当代中国宗教哲学研究△我国社会主义民主政治发展的总体路径△通货膨胀是巨大的经济恶魔△中国经济发展中的深层次问题△“美国因素”对我国外汇储备的影响△跨文化研究应向着非西方世界拓展△解决新生代农民工问题的对策建议△“差异的正义”是治理差异性社会的基本原则△充分消减高职官员的“权力磁场”△灾难焦虑成为重要的生存焦虑△呼唤年青一代向家本位传统的回归△中国家庭代际关系的未来走向△我国版权刑法的未来建构△战争罪是最严重的国际犯罪之一△北宋制度革新的重大意义等

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学界荐书 / 240

学术信息 / 242

广州大学 / 244 / 封四

英文版 / 249—288

图片信息 / 封二、封三、插一、二

Abstracts

ACADEMICS
No. 5 May, 2011
General No. 156

The Political Logic of Democratic Construction —— Starting from Marx's Democratic Theory

Abstract: People are social animals, and people's freedom in society is not separate from order. For social order, people construct the state. The mission of state is to promise people's freedom. Such mission determines that democracy is the essential attribute of all state systems. Marx thinks democracy as the genus of state system, which can't be constructed but is the self-definition of state system itself. However, state system in the field of state forms, i. e. as one kind of specific form of state system, is constructed by people. The political logic of democratic construction shows that democracy is people's universal pursuit, but what form of state system democracy displays depends upon the special practical conditions and developing possibility of state and society. So there is no rule and no universal model.

Key words: democracy; republicanism; state

Lin Shangli
Fudan University

Analysis of Three Participation Subjects in Community Management —— Based on the Perspective of Synergic Governance of Multiplicity

Abstract: Community management has been the important topic of social management. Three participation subjects in the framework of community management from the perspective of public management is discussed in this paper. This paper is divided into four parts, focused on the analysis of the basic situation and dilemma of owner committee, the main problems in the operation of a property management company, the management problems of residents committee, and the solution to the dilemma of the three subjects from the theory of synergic governance of multiplicity.

Key words: community management; synergic governance of multiplicity; owner committee; residents committee

Li Jiangxin
Nanjing University

On the Rules of Competency of Evidence for Arbitration – from the Perspective of Difference Between Litigation and Arbitration Procedure

Abstract: There is a comparison of provisions of the representative countries and relevant arbitration rules. This paper analyses the specific performance of competency of evidence for arbitration, and differences between arbitration and litigation. The important factors affecting the competency of evidence for arbitration are the nature of arbitration, trial, evidence investigation, the composition of the

arbitral tribunal, and the purpose of arbitration. Based on analysis of China's legislature and relevant arbitration rules, the paper makes two points that rules of competency of evidence for the litigation should not be applied to the arbitration and the agreement of parties should be strengthened.

Key words: arbitration; competency of evidence; litigation

Yin Weimin

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Getting Rid of Obsolete Ideology, Setting up Modern Political Philosophy — On “Why the Constitutional Monarchy Is Impossible in Modern China” Written by Que Guanglian

Abstract: When elaborating the significant historical issues “why the constitutional monarchy is impossible in modern China”, Mr. Que Guanglian converted the political judgment “whether it should be” into theory analysis “whether it is possible”. This is commendable. However, it might take a part for the whole to argue the impossibility only according to the inherent tension and the profound conflict between Chinese autocratic monarchy culture and the modern constitutional monarchy. The author has not been able to prove the inevitability and possibility of modern China constitutional republic from the scientific theory and has no facts to support, and then it lacks dialectics for all arguments. On the other hand, it has nothing in common between the argument logic about the English. Japanese constitutional monarchy system and the two countries' culture, tradition and history. Under the obvious scientific theory, Mr. Que in fact falls into the trap of traditional Chinese “national artifact”, political standard as well as “the current dynasty validity” unconsciously. Therefore, this article, with a scientific view of the history and the reality, calls for getting rid of the obsolete ideology and setting up modern political philosophy. This is the premise of our political civilization construction.

Key words: the constitutional monarchy; political culture tradition; social contract theory; rights; political civilization construction

Hu Huanlong

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Research on Differences of Subject of Yuanyuanqu

Abstract: There are differences of subject of Wu Weiye's Yuanyuanqu, such as satire on Wu Sangui, sympathy with Wu Sangui, praise of the love of Wu Sangui and Chen Yuanyuan, and regret for the rise and end of dynasties. By a study on the life of Wu Weiye and the background of Yuanyuanqu, we hold that Yuanyuanqu's subject is satirizing Wu Sangui's action and refuted the value of his surrender.

Key words: Yuanyuanqu; subject; Wu Sangui; satire

Pan Dingwu

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Carrying Forward the University Spirit of Pursuing Truth and Innovation

Abstract: University spirit is a long-term accumulated and refined value system which is approved by teachers and students. Based on truth as its core, it guides, edifies, motivates and regulates the thoughts and actions of teachers and students. To cultivate university spirit, we must overcome the degradation of its rational value system and vigorously carry forward the university spirit of pursuing

truth. It is the pursuit of truth that constitutes the core and the connotation and finally leads the development of university spirit.

Key words: pursuing truth and innovation; university spirit; rational criticism; social concern

Jiang Deqin

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De – administrationization in Higher Education and Reconstruction of University’s Spirit

Abstract: The administrationization of higher education is represented in the following three trends: the governmentalization in exterior management, the administrationization in interior management and the bureaucratization bred from the governmentalization and the administrationization. With further administrationization of colleges and universities, university’s spirit has been severely distorted. Therefore, exteriorly de – governmentalization is needed to enlarge the decision making power of university running and to reconstruct the spirit of education independence. Interiorly, de – administrationization is needed to demonstrate academic freedom and to reconstruct the spirit of science. And de – bureaucratization is needed both exteriorly and interiorly to manifest the concept of “putting people first” and to reconstruct the spirit of humanity.

Key words: university’s spirit; de – administrationization; university autonomy; academic freedom; humanity spirit

Dong Yujie & Zhou Yadong

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Teacher Participation in Co – governance of Modern Universities

Abstract: Teachers’ actively and fully participating in university decision – making process is a major theme emphasized in the philosophy of university shared governance. However, with the economic and social development, teachers fully participating in the process of shared governance triggers new problems. In this way, re – positioning the teachers’ participation in university’s shared governance is particularly necessary.

Key words: shared governance; teachers’ participation; university governance

Chen Xingping

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Between Document and Image: a New Discussion for Hui Studies

Abstract: Under the extrusion of “value text, devalue image” and “focus on idea and ignore material”, Huizhou image has long been at the edge of Hui studies. The folk art color of Huizhou image transfers the focus of Hui studies to the routine life of ordinary people, which correlates to the text from Huizhou folk and creates the new trend of Hui studies between document and image. This trend aims to find how Confucian ethics concept and patriarchal consciousness encode image in the image space where ancient Huizhou residents lived, and thus affect the spiritual world and behavioral structure of Huizhou social groups.

Key words: Hui studies; Huizhou culture; document; image; iconography

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Image's Constituent and Culture's Interpretation of Hui Zhou's Carved Decorations in Ming and Qing Dynasty

Abstract: The idea-image's constituent of Hui Zhou's carved decorations in Ming and Qing dynasty are very complicated and abundant which also contain multi-ply value. The article would classify idea-image's constituent of Hui Zhou's carved decorations by the local condition, culture, tradition and so on. It would also expound people's thinking model, folk-custom, willing, life pursuit and so on to reveal the reason of this culture and spirit phenomena.

Key words: Ming and Qing Dynasty ;Hui Zhou's carved decorations;Hui Zhou's culture;idea-image's constituent;the culture of interpretation

Cheng Botao

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Study on the Bribery Crime to the Non-government Employees

Abstract: The Bribery Crime to non-government employees is first put forward in the Article 164 of current Criminal Law, and its objects are the fair competitive market-transaction-order and the non-interest-exchange of workers' conduct who are from companies, enterprises, and other departments. In the definition of Bribery Crime, the so called "property" not only means the general idea of wealth but also refers to the property benefits. The Article 164 of criminal law is not very perfect, because it does not regulate the plots of "demanding bribery". In the Bribery Crime to non-government employees, "seeking the illegitimate benefits" does not mean the benefits themselves being against the law, but refers to the ways of getting the benefits being against the law. As long as the objects of bribery are the workers of non-state-owned companies, enterprises, and other departments, with the other enough constitutive requirements, the conducts become the bribery crime to non-government employees. As to the nature of the subjects, it is not the necessary component of conviction and sentence.

Key words: The crime of offering bribery to the non-government employees; bribery crime; commercial bribery

Han Chengjun

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The Construction of Leniency Policy from the Perspective of the Cost of Transaction

Abstract: The leniency policy grants the competition agencies to get the information of the enterprises' collusion through their betrayals of the cartel contract. Accordingly, the traitors can get the immunities. This measure aims to increase the cost of the conclude and implementation of the cartel contract. The leniency policy has been adopted in China as an effective antidote, but there exist a lot of uncertainties. It's urgent to lay down the items of leniency policy that suit Chinese anti-monopoly system while assimilating foreign experiences.

Key words: leniency policy; cartel; the cost of transaction

Jin Xin

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Analysis of Establishing Long – term Mechanism about College – Graduate Village Leaders

Abstract: When we establish the core concept of long – term mechanism, the next major task on College – Graduate Village Leaders Plan is to design the specific implementation, form the refinement of the technical and rational procedures. The article selects five counties in Subei as the case studies which are walking in the forefront of Jiangsu Province on village leaders plan, analyzes the basic operation and the main problems, and proposes solutions to the countermeasures. We hope that the research would help College – Graduate Village Leaders Plan run smoothly.

Key words: college – graduate village leaders; long – term mechanism; basic unit countryside

Ma Defeng

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The Strategy of Appropriateness Aberrancy in Comedic Opusculum

Abstract: Appropriateness aberrancy is a familiar strategy in comedic opusculum, which can be divided into four types: identity aberrancy, relation aberrancy, occasion aberrancy and intention aberrancy. Appropriateness aberrancy is rhetorically negative, which reflects the limitation of human character, and should be used restrainedly.

Key words: comedic opusculum; appropriateness; aberrancy; strategy; disharmony

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The Legacy Left by Mr. Ou Yuanfang — Commemorating the 10th Anniversary of the Death of Mr. Ou Yuanfang

Abstract: Starting from interpreting his interest and aphorisms from three aspects, namely, reading — especially reading historical books, practicing calligraphy — especially practicing the style of Yan Zhenqing's calligraphy, making friends — especially making friends with those who will give forthright admonition, the paper aims at expounding Mr. Ou Yuanfang's noble personality so as to cherish the memory of him.

Key words: Ou Yuanfang; reading historical books; practicing the style of Yan Zhenqing's calligraphy; making friends with those who will give forthright admonition

Weng Fei

Magazine Office of *Academics*

Studies on Cause of Voluntary Failure from the Perspective of Government Responsibility

Abstract: Voluntary failure is function defect and efficiency dilemma of voluntary organizations in providing voluntary service and meeting the social needs. Based on the national condition, the article takes the situation of voluntary service in Beijing for example, analyzes the cause from the perspective government responsibility. Whether in formulating voluntary service laws, or in the management function orientation and management mechanism design, there isn't escapable responsibility for Chinese government to undertake.

Key words: voluntary failure; voluntary organization; government responsibility

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On the Predicament and Way out of Citizen Participation in Administration

Abstract: Citizen Participation in administration is not only the basic demand of the modern democracy, but also the effective control of the administrative power. The width and the depth of citizen participation are the important measures to weigh the democracy and constitutional system of a country. So, it needs guarantee of legislation and scientific participative mechanisms. Due to the lag in legislation, nominalized rights in practice and weakness of safeguard, we should promote the growth of civil society, transfer government functions and construct participative procedure and safeguard mechanisms, which will help us find a way out of the predicament of citizen participation in administration of our country.

Key words: citizen; administrative participation; predicament; way out

Wang Lingyan

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Drawing on the Experience of Foreign Countries and Promoting the Legislation of the Country's Voluntary Service

Abstract: With the flourishing development of voluntary service in our country, local laws and regulations on voluntary service have come into existence in parts of cities. To standardize and advance the development of voluntary service, it's urgent to accelerate national legislation. At the point of learning and extracting the experience of extra-territorial laws, this paper analyzes the significance, fundamental principle, basic content, key points and difficulties of the legislation of national voluntary service, and gives countermeasures.

Key words: voluntary service; national legislation; learn and extract; thought and countermeasure

Zhao Zong'an

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The Persistence and Delevopment of Realistic Tradition — On *Impetuosity* by Jia Pingwa

Abstract: Jia Pingwa has persisted in writing peasant society following the realistic tradition since his first novel. Although the realism in his writing is different from revolutionary realism which embellishes the real word and conceals problems, the strong historic impulse, criticism and civilian orientation are prominent in his works. Taking *Impetuosity* for example, the narrative focused on the growth of main characters, the structure characterized by binary opposition, the account of the author himself and even the mixture of folk tales and reality are persistent in his later novels such as *Wasteland* and *Gao Laozhuang*. Starting from *Impetuosity*, Jia Pingwa embarked on the journey of realism combined with symbolism and calssism.

Key words: realism; growth narration; binary opposition

Liu Yixiu

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