



政治与法律

POLITICAL SCIENCE AND LAW

中文核心期刊·法律类

中国人文社会科学核心期刊

中文社会科学引文索引 (CSSCI) 来源期刊

10 2014

上海社会科学院法学研究所主办

政治与法律 (月刊)

10月5日出版

2014年第10期(总第233期)

=====

主题研讨 —— 环保法理论与制度创新研究

- 论企业环境监督员的法律地位..... 郑少华 / 2
- 论区域环境信息协作法律机制..... 李长友 / 11
- 论行政管制标准在环境侵权民事责任中的类型化效力..... 张敏纯 / 23

经济刑法

- 德国刑法诈骗罪的客观构成要件
——以德国司法判例为中心..... 王 钢 / 33
- 假冒注册商标罪的司法疑难与理论解答..... 涂龙科 / 55

专 论

- 论公私协力的公法救济模式及体系现代化
——以担保国家理论为视角..... 邹焕聪 / 62
- 反恐怖犯罪刑事法完善研究
——兼论反恐怖系统化立法..... 王利宾 / 75
- 非贸易关注单边措施的法律争议问题..... 樊 穗 / 87

争鸣园地

- 宪法可以选择适用吗
——与张千帆教授商榷..... 饶龙飞 / 95
- “关于责任主体的特殊规定”特殊性辩驳
——从“教育机构侵权责任”展开..... 韩 强 / 106

实务研究

- 被告人认罪简易审案二审的定量分析与相关问题研究..... 李本森 / 118
- 临终会见:究竟是谁的权利
——死刑临行会见权的归属及保障探寻..... 何成兵 / 128

域外视野

- 离婚时按揭房屋的增值分配:以瑞士法为中心 贺 剑 / 137
- 论美国既判力援引程序及其借鉴..... 胡军辉 / 151

POLITICAL SCIENCE AND LAW

(Monthly)

Edited by the Institute of Law
Shanghai Academy of Social Sciences

No.10,2014(Total No.233)
October 5

-
- 2 On Legal Position of Corporate Environmental Supervisor Zheng Shaohua
- 11 On Legal Mechanism of Regional Environment Information Collaboration
..... Li Changyou
- 23 On Typed Effectiveness of Administrative Control Standards in Environment Tort
Civil Liability Zhang Minchun
- 33 Objective Elements of Crime of Swindling in German Criminal Law Wang Gang
- 55 Judicial Problem & Theoretical Answers to Crime of Counterfeiting Registered
Trademarks Tu Longke
- 62 On Public-private Partnership Model of Public Law Remedies
& System Modernization Zou Huancong
- 75 Perfection of Anti-Terrorism Crime in Criminal Law Wang Libin
- 87 Legal Disputes on Non-trade Concerns Unilateral Measures Fan Sui
- 95 Constitution—One Can Selectively Apply it Rao Longfei
- 106 Particular Dispute on Special Provisions Concerning Responsibility Body
..... Han Qiang
- 118 Quantitative Analysis on Defendant Pleads Guilty in Summary Trial of
Second Instance Li Bensen
- 128 Who Has the Right in End-of-life Meeting He Chengbing
- 137 Mortgage Value-added Distribution in Divorce in Perspective of Swiss Law
..... He Jian
- 151 US res judicata Order Adducing & Its Reference Hu Junhui
-

ISSN 1005-9512



9 771005 951000

发行范围:公开

邮政代号:4-375

国外代号:BM6622

刊号: $\frac{\text{ISSN } 1005-9512}{\text{CN31-1106/D}}$

定价:20元

出版日期:2014年10月5日

POLITICAL SCIENCE AND LAW

(Monthly)

Edited by the Institute of Law
Shanghai Academy of Social Sciences

No.10,2014(Total No.233)
October 5

-
- 2 On Legal Position of Corporate Environmental Supervisor Zheng Shaohua
- 11 On Legal Mechanism of Regional Environment Information Collaboration
..... Li Changyou
- 23 On Typed Effectiveness of Administrative Control Standards in Environment Tort
Civil Liability Zhang Minchun
- 33 Objective Elements of Crime of Swindling in German Criminal Law Wang Gang
- 55 Judicial Problem & Theoretical Answers to Crime of Counterfeiting Registered
Trademarks Tu Longke
- 62 On Public-private Partnership Model of Public Law Remedies
& System Modernization Zou Huancong
- 75 Perfection of Anti-Terrorism Crime in Criminal Law Wang Libin
- 87 Legal Disputes on Non-trade Concerns Unilateral Measures Fan Sui
- 95 Constitution—One Can Selectively Apply it Rao Longfei
- 106 Particular Dispute on Special Provisions Concerning Responsibility Body
..... Han Qiang
- 118 Quantitative Analysis on Defendant Pleads Guilty in Summary Trial of
Second Instance Li Bensen
- 128 Who Has the Right in End-of-life Meeting He Chengbing
- 137 Mortgage Value-added Distribution in Divorce in Perspective of Swiss Law
..... He Jian
- 151 US res judicata Order Adducing & Its Reference Hu Junhui
-

ISSN 1005-9512



9 771005 951000

发行范围:公开

邮政代号:4-375

国外代号:BM6622

刊号: $\frac{\text{ISSN } 1005-9512}{\text{CN31-1106/D}}$

定价:20元

出版日期:2014年10月5日