



QK2123978

政治与法律

POLITICAL SCIENCE AND LAW



6 2021

上海社会科学院法学研究所主办

政治与法律 (月刊)

6月5日出版

2021年第6期 (总第313期)

=====

主题研讨 —— 未成年人司法理论与实践前沿问题

- 中国未成年人司法制度的建构路径 孙 谦 / 2
- 论监护侵害未成年人与监护人资格撤销的刑民程序合一
——以附带民事诉讼的适用为切入点 何 挺 / 15
- 刑法修正背景下性侵儿童犯罪的司法规制：理念、技艺与制度适用 赵俊甫 / 26

经济刑法

- 侵犯商业秘密罪保护法益的秩序化界定及其教义学展开 王志远 / 39
- 论虚开发票罪中“情节严重”的具体危险构造及其判断 谭 堃 / 54

专 论

- 《香港特别行政区维护国家安全法》的法理逻辑及其展开 刘志刚 / 66
- 论合伙型私募基金有限合伙人的退伙财产请求权
——合伙企业法和投资基金法不同维度的 刘俊海 / 79
- 不实网络信息的中介者式法律规制 陈锦波 / 98

争鸣园地

- 我国宪法修正案技术的反思与重述 屠振宇 / 110
- 职务犯罪刑事程序的体系化检视 陈海锋 / 121

实务研究

- 清理指导性案例的失范与规范
——基于法〔2020〕343号通知的分析与反思 孙光宁 / 135
- 工伤待遇外“剩余损失”之合理分配
——以权衡工伤保险与民事赔偿体系为视角 郑晓珊 / 147

POLITICAL SCIENCE AND LAW

(Monthly)

Edited by the Institute of Law
Shanghai Academy of Social Sciences

No.6, 2021 (Total No.313)
Jun.5

-
- 2 On the Approach to Constructing Juvenile Justice System of China Sun Qian
- 15 On the Integration of Criminal Procedure for a Guardian's Infringement on a Minor and Civil Procedure for Revocation of Guardianship He Ting
- 26 Judicial Regulation of Sexual Offenses against a Child in the Context of Amendment to Criminal Law: Idea, Techniques and Institutional Application Zhao Junfu
- 39 The Definition of Legal Interests Protected through the Criminalization of Trade Secret Infringement as Order and Its Doctrinal Development Wang Zhiyuan
- 54 On the Structure of Concrete Risk of "Serious Circumstance" in the Crime of False Issuance of Invoice and Its Determination Tan Kun
- 66 The Juridical Logic of the "Law on Safeguarding National Security in the Hong Kong Special Administrative Region" and Its Development Liu Zhigang
- 79 The Claim of a Limited Partner of Partnership-type Private Fund to Property upon Withdrawal from Partnership : Different Dimensions between Partnership Enterprise Law and Securities Investment Fund Law Liu Junhai
- 98 On the Intermediary-style Legal Regulation of Untrue Online Information Chen Jinbo
- 110 Reflection and Restatement of the Technique of Amendment to Constitution of China Tu Zhenyu
- 121 On the Systematic Review of Criminal Procedures for Duty-related Crimes Chen Haifeng
- 135 Normlessness and Normalization of Clearing a Guiding Case Sun Guangning
- 147 Reasonable Distribution Of Remaining Losses beyond Work-related Injury Insurance Zheng Xiaoshan
-

政治与法律

2021年第6期
(总第313期)

出版单位 《政治与法律》编辑部
(上海市淮海中路622弄7号)
(邮政编码: 200020)(电话: 021-33165351)

ISSN 1005-9512



定价: 20元

POLITICAL SCIENCE AND LAW

(Monthly)

Edited by the Institute of Law
Shanghai Academy of Social Sciences

No.6, 2021 (Total No.313)
Jun.5

-
- 2 On the Approach to Constructing Juvenile Justice System of China Sun Qian
- 15 On the Integration of Criminal Procedure for a Guardian's Infringement on a Minor and Civil Procedure for Revocation of Guardianship He Ting
- 26 Judicial Regulation of Sexual Offenses against a Child in the Context of Amendment to Criminal Law: Idea, Techniques and Institutional Application Zhao Junfu
- 39 The Definition of Legal Interests Protected through the Criminalization of Trade Secret Infringement as Order and Its Doctrinal Development Wang Zhiyuan
- 54 On the Structure of Concrete Risk of "Serious Circumstance" in the Crime of False Issuance of Invoice and Its Determination Tan Kun
- 66 The Juridical Logic of the "Law on Safeguarding National Security in the Hong Kong Special Administrative Region" and Its Development Liu Zhigang
- 79 The Claim of a Limited Partner of Partnership-type Private Fund to Property upon Withdrawal from Partnership : Different Dimensions between Partnership Enterprise Law and Securities Investment Fund Law Liu Junhai
- 98 On the Intermediary-style Legal Regulation of Untrue Online Information Chen Jinbo
- 110 Reflection and Restatement of the Technique of Amendment to Constitution of China Tu Zhenyu
- 121 On the Systematic Review of Criminal Procedures for Duty-related Crimes Chen Haifeng
- 135 Normlessness and Normalization of Clearing a Guiding Case Sun Guangning
- 147 Reasonable Distribution Of Remaining Losses beyond Work-related Injury Insurance Zheng Xiaoshan
-

政治与法律

2021年第6期
(总第313期)

出版单位 《政治与法律》编辑部
(上海市淮海中路622弄7号)
(邮政编码: 200020)(电话: 021-33165351)

ISSN 1005-9512



定价: 20元