

2005 Bibliography of Academic Writings in the Field of Chinese Law in Western Languages

*Knut B. Pissler*¹

The bibliography of academic writings in the field of Chinese law in western languages was first published in 2003 in this journal (*Zeitschrift für Chinesisches Recht/Journal of Chinese Law*). The bibliography aims to give a review of articles in academic journals, contributions to edited volumes, monographs and textbooks published in English or German in the area of Chinese law. Writings in French and Italian language could only partly be considered.

Regarding relevant German-language literature, the issues 1 to 12 of the journal „*Karlsruher Juristische Bibliographie*“ (KJB) of the year 2005 were searched for articles relating to Chinese Law. Accordingly the classification scheme of the KJB is used as a model in this bibliography as follows:

Classification Scheme

- I. Law and Jurisprudence (Recht und Rechtswissenschaft)
- II. Legal and Constitutional History (Rechts- und Verfassungsgeschichte)
- III. Private Law (Privatrecht)
 1. In General (Allgemein)
 2. General Part of the Civil Code (Allgemeiner Teil des Zivilrechts)
 3. Law of Obligations (Schuldrecht)
 4. Law of Property (Sachenrecht)
 5. Family Law (Familienrecht)
 6. Law of Succession (Erbrecht)
 7. Business Organisations (Gesellschaftsrecht)
 8. Insurance (Privatversicherungsrecht)
 9. Industrial Property, Copyright and Publishing (Gewerblicher Rechtsschutz, Urheber- und Verlagsrecht)
 10. Unfair Competition, Trademarks, Anti-trust Legislation (Wettbewerbs- und Warenzeichenrecht, Kartellrecht)
 11. Conflicts of Laws, Uniform Private Law (Internationales Privatrecht, Einheitsrecht)

- IV. Judicial System, Practice and Procedure, Civil Procedure (Gerichtsverfassung, allgemeines Prozessrecht und Zivilprozess)
- V. Criminal Law and Criminal Procedure (Strafrecht und Strafverfahren)
- VI. Theory of the State, Sociology, Politics (Staats- und Gesellschaftslehre, Politik)
- VII. Public Law and Constitutional Law (Staats- und Verfassungsrecht)
- VIII. Administrative Law (Allgemeines Verwaltungsrecht)
- IX. Administrative Law - Individual Branches (Besonderes Verwaltungsrecht)
- X. Economic Legislation (Wirtschaftsrecht)
- XI. Traffic Laws (Verkehrsrecht)
- XII. Financial Laws and Taxation (Finanz- und Steuerrecht)
- XIII. Labor Law (Arbeitsrecht)
- XIV. Social Legislation (Sozialrecht)
- XV. Public International Law (Völkerrecht)

Within this classification scheme the titles of the contributions are listed in alphabetic order of the authors. Abbreviations are not utilized in order to facilitate the access to this bibliography for international readers.

Concerning English-language literature I mainly focused on periodicals and books available at the library of the Max Planck Institute for Comparative and International Private Law (MPI) in Hamburg. The catalogue of the MPI library is available via the institute's homepage at www.mpipriv.de (WWW-OPAC). Besides, I scrutinized fee-charging databases like Westlaw and Beck-Online for relevant articles.

I admit that this bibliography does not comprehensively include all literature in western languages on Chinese law in the year 2005. Readers are explicitly encouraged to remind me of pieces I left unnoticed.² I will include these in the next biblio-

¹ Dr. iur., research associate at the Max-Planck-Institute for Comparative and Private International Law in Hamburg (Email: pissler@mpipriv.de).

² Especially, I am thanking all participants of the discussion group „ChinaLaw“ in the internet (see <http://donclarke.net/chinalaw/index.htm>) for their input making this bibliography more complete.

graphy to be published in the second issue of this journal in 2007.

I. Law and Jurisprudence (Recht und Rechtswissenschaft)

Ahl, Björn/Jacob, Thomas

Einführung in das chinesische Recht: Erste Schritte und Ausbildungshinweise.

In: *Jura* 2005, p. 825 et seq.

Allen, Franklin/Qian, Jun/Qian, Meijun

Law, Finance, and Economic Growth in China.

In: *Journal of Financial Economics*, Vol. 77 (2005), p. 57 et seq.

Benachi, Paul-Emmanuel

Situation particulière de Shanghai: Être la première.

In: *Cahier de droit de l'entreprise* No. 4 (supplément à la semaine juridique No. 35) du 1er Septembre 2005, p. 24 et seq.

Boss, Amelia H./Dunoff, Jeffrey L.

U.S.-China roundtables: fostering cross-cultural dialogue and scholarship.

In: *Temple Journal of Science, Technology & Environmental Law*, Vol. 24 (2005), p. 219 et seq.

Burke, Michael E./Krauss, René/Rinkema, Richard A.

International Legal Developments in Review: 2004 – Regional and Comparative Law: People's Republic of China.

In: *International Lawyer*, Vol. 39 (2005), p. 555 et seq.

Cabestan, Jean-Pierre

The Political and Practical Obstacles to the Reform of the Judiciary and the Establishment of a Rule of Law in China

In : *Journal of Chinese Political Science*, Vol. 10, No. 1 (Spring 2005), pp. 43 et seq.

Also in : Zhong, Yang & Hua Shiping (editors), *Political Civilization and Modernization in China. The Political Context of China's Transformation – Singapore* : World Scientific Publishing 2006, pp. 175 et seq.

Cabestan, Jean-Pierre

Les aléas de la construction d'un Etat de droit en Chine

In : Lasserre, Frédéric (editor), *L'éveil du dragon. Les défis du développement de la Chine au XXIème siècle, (The Dragon's Awakening. The Challenges of China's Development in the XXIst Century)* – Québec : Presses de l'Université du Québec 2005, pp. 423 et seq.

Cabestan, Jean-Pierre

Le droit comparé à l'épreuve de la diversité: l'exemple chinois (Comparative law facing diversity: the Chinese case)

In : du Bois de Gaudusson, Jean (editor), *Le devenir du droit comparé en France (The future of comparative law in France)* – Aix-en-Provence : Presses universitaires d'Aix-Marseille, 2005, pp. 149 et seq.

Cai, Shouqiu

The regulation theory: a juristic theory for building a harmonious society.

In: World Jurist Association (editor), *Rule of law and harmony of international society: working papers of the 22nd Congress on the Law of the World (for panels in Beijing)*, Beijing September 4-6, 2005. – Washington: World Jurist Association 2005, p. 1084 et seq.

Chen, Albert H.Y.

Socio-legal thought and legal modernization in contemporary China: a case study of the jurisprudence of Zhu Suli.

In: Doeker-Mach, Guenther (editor), *Law, legal culture and politics in the twenty first century: Essays in honour of Alice Erh-Soon Tay* – Stuttgart: Steiner 2004, p. 227 et seq.

Chen, Jianfu

To have the cake and eat it too? China and the rule of law.

In: Doeker-Mach, Guenther (editor), *Law, legal culture and politics in the twenty first century: Essays in honour of Alice Erh-Soon Tay* – Stuttgart: Steiner 2004, p. 250 et seq.

Chew, Pat K.

The rule of law: China's skepticism and the rule of people.

In: *Ohio State Journal on Dispute Resolution*, Vol. 20 (2005), p. 43 et seq.

Cohen, Jerome A.

Law in political transitions: lessons from East Asia and the road ahead for China.

In: *New York University Journal of International Law and Politics*, Vol. 37 (2005), p. 423 et seq.

Gao, Fei

Ten years development of domestic arbitration and conciliation in China.

In: World Jurist Association (editor), *Rule of law and harmony of international society: working papers of the 22nd Congress on the Law of the World (for panels in Beijing)*, Beijing September 4-6, 2005. – Washington: World Jurist Association 2005, p. 1259 et seq.

Halegua, Aaron

Reinforcing the web: reforming the people's mediation system in urban China.

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 3, p. 715 et seq.

Herrick, Kevin

The merger of two systems: Chinese adoption and western adaptations in the formation of modern international law.

In: *Georgia Journal of International and Comparative Law*, Vol. 33 (2005), p. 685 et seq.

Heuser, Robert

Gegenwärtige Lage und Entwicklungsrichtung des chinesischen Rechtssystems: eine Skizze.

In: *Verfassung und Recht in Übersee* 2005, p. 137 et seq.

Heuser, Robert

What „rule of law“? The traditional Chinese concept of good governance and challenges of the 21st century.

in: *Zeitschrift für ausländisches öffentliches Recht und Völkerrecht* 2004, p. 723 et seq.

Also in: Assmann, Heinz-Dieter/Moser v. Filseck, Karin (editors), *China's new role in international community: challenges and expectations for the 21th Century: transactions of the interdisciplinary roundtable held from June 19 to 23, 2004 at the Shanghai Institute for Advanced Studies*. – Frankfurt am Main [u.a.]: Lang 2005, p. 77 et seq.

Horne, Julia

Alice Erh-Soon Tay, the making of an intellectual.

In: Doeker-Mach, Guenther (editor), *Law, legal culture and politics in the twenty first century: Essays in honour of Alice Erh-Soon Tay* – Stuttgart: Steiner 2004, p. 491 et seq.

Huinink, Tobias

Seminar: „Wandel und Stabilität durch Recht. Antworten der Rechtsordnung auf ökonomische und soziale Herausforderungen“.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 365 et seq.

Julius, Hinrich

Symposien zum Sachenrecht in Eschborn, 16./17.08.2004 und Wuxi, 15./16.11.2004.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 169 et seq.

Julius, Hinrich/Bitter, Melanie

Symposium zum chinesischen Personenhandelsrecht.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 62 et seq.

Liebman, Benjamin L.

Watchdog or demagogue? The media in the Chinese legal system.

In: *Columbia Law Review*, Vol. 105 (2005), p. 1 et seq.

Li, Yuwen

A critical examination of the legal environment for social organisations in China.

In: Li, Yuwen (editor), *Freedom of Association in China and Europe*. – Leiden/Boston: Martinus Nijhoff Publishers 2005, p. 17 et seq.

Lin, Jia

Rechtsvergleichung und Rezeption: Bedeutung für die chinesische Gesetzgebung der sozialen Sicherheit.

In: Becker, Ulrich/Zheng, Gongcheng/Darimont, Barbara (editors), *Grundfragen und Organisation der Sozialversicherung in China und Deutschland*. – [Studien aus dem Max-Planck-Institut für Ausländisches und Internationales Sozialrecht ; 36] Baden-Baden: Nomos 2005, p. 115 et seq.

Lo, Carlos Wing-Hung/Snape, Ed

Lawyers in the People's Republic of China: a study of commitment and professionalization.

In: *American Journal of Comparative Law*, Vol. 53 (2005), p. 433 et seq.

Luo, Wei

Chinese law and legal research. – Buffalo, NY: William S. Hein & Co., Inc., 2005.

Mayeda, Graham

A normative perspective on legal harmonization: China and the WTO.

In: *U.B.C. Law Review*, Vol. 38 (2005), p. 83 et seq.

Mayeda, Graham

The wisdom behind the law: the implications of Yang-ming philosophy for the Law.

In: Shen, Vincent/Oxtoby, Willard (editors), *Wisdom in China and the West*. – Washington D.C.: Council for Research in Values and Philosophy 2004, pp. 235 et seq.

Mi, Jian

Comparative law and the contemporary Chinese legal system.

In: Assmann, Heinz-Dieter/Moser v. Filseck, Karin (editors), *China's new role in international community: challenges and expectations for the 21th Century: transactions of the interdisciplinary roundtable held from June 19 to 23, 2004 at the Shanghai Institute for Advanced Studies*. – Frankfurt am Main [u.a.]: Lang 2005, p. 91 et seq.

Milkwick, Bradley L.

Feeling for rocks while crossing the river: the gradual evolution of Chinese law.

In: *Journal of Transnational Law and Policy*, Vol. 14 (2005), p. 289 et seq.

Mushkat, Miron/Mushkat, Roda

Economic growth, democracy, the rule of law and China's future.

In: *Fordham International Law Journal*, Vol. 29 (2005), p. 229 et seq.

Obst, Andreas/Faber, Markus

Workshop zum chinesischem Staatsvermögensrecht.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 167 et seq.

Obst, Andreas/Kilee, Lena

Symposium zum chinesischem Finanzierungsleasingrecht.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 363 et seq.

Phan, Pamela N.

Clinical legal education in China: in pursuit of a culture of law and a mission of social justice.

In: *Yale Human Rights and Development Law Journal*, Vol. 8 (2005), p. 117 et seq.

Piquet, Hélène

La Chine au carrefour des traditions juridiques. - Bruxelles: Bruylant 2005.

Pißler, Knut Benjamin

Bibliographie wissenschaftlicher Literatur zum chinesischem Recht im Jahr 2004.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 122 et seq.

Pißler, Knut Benjamin

„Offenlegung von Regierungs- und Verwaltungsinformationen“ - Sechstes Symposium im Rahmen des Deutsch-Chinesischen Rechtsstaatsdialogs in Hamburg.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 258 et seq.

Quade, Benno

Deutsch-Chinesische Konferenz „Grundfragen und Organisation der Sozialversicherung im Rechtsvergleich zwischen China und Deutschland“.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 64 et seq. Also in: *Zeitschrift für ausländisches und internationales Arbeits- und Sozialrecht* 2005, p. 106 et seq.; and: Becker, Ulrich/Zheng, Gongcheng/Darimont, Barbara (editors), *Grundfragen und Organi-*

sation der Sozialversicherung in China und Deutschland. - [Studien aus dem Max-Planck-Institut für Ausländisches und Internationales Sozialrecht ; 36] Baden-Baden: Nomos 2005, p. 309 et seq.

Reim, Regine

Berufsethik für Richter.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 30 et seq.

Ruskola, Teemu

Legal Orientalism.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 269 et seq.

Schulz, Peter

Die zweite Revolution.

In: *Frankfurter Allgemeine Zeitung* v. 28.12.2005, p. 6.

Upham, Frank K.

Book Review: Who will find the defendant if he stays with his sheep? Justice in rural China - Song fa xiayang: Zhongguo jiceng sifazhidu yanjiu [Sending Law to the Countryside: Research on China's Basic-Level Judicial System]. By Zhu Suli. Beijing: The Chinese University of Law and Politics Press, 2000.

In: *Yale Law Journal*, Vol. 114 (2005), p. 1675 et seq.

Wang, Gongyi

The people's mediation: a significant legal system for settlement of social disputes.

In: World Jurist Association (editor), *Rule of law and harmony of international society: working papers of the 22nd Congress on the Law of the World (for panels in Beijing)*, Beijing September 4-6, 2005. - Washington: World Jurist Association 2005, p. 1239 et seq.

Wang, Xi

Implementing law for sustainable development in China: the 10-year experience since Rio Summit.

In: World Jurist Association (editor), *Rule of law and harmony of international society: working papers of the 22nd Congress on the Law of the World (for panels in Beijing)*, Beijing September 4-6, 2005. - Washington: World Jurist Association 2005, p. 1126 et seq.

Woodman, Sophia

Bilateral aid to improve human rights.

In: *China Perspectives*, No. 51, (January-February 2004), p. 28 et seq.

Young, Al

The continuing lack of independence of Chinese lawyers.

In: *Georgetown Journal of Legal Ethics*, Vol. 18, p. 1133 et seq.

Zhang, Wanhong

The orphan of China: law and literature in contemporary China.

In: *Cardozo Law Review*, Vol. 26 (2005), p. 2497 et seq.

II. Legal and Constitutional History (Rechts- und Verfassungsgeschichte)

Fu Hualing

Reeducation through labour in historical perspective

In: *China Quarterly* No. 184 (Dec. 2005), p. 811 et seq.

Head, John W./Wang, Yanping

Law codes in dynastic China: a synopsis of Chinese legal history in the thirty centuries from Zhou to Qing. - Durham, N.C.: Carolina Academic Press 2004.

Shi, Chenxia

Commercial development and regulation in late imperial China: An historical review.

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 2, p. 481 et seq.

Wang, Gungwu

China's long road to sovereignty.

In: Doeker-Mach, Guenther (editor), *Law, legal culture and politics in the twenty first century: Essays in honour of Alice Erh-Soon Tay* - Stuttgart: Steiner 2004, p. 453 et seq.

III. Private Law (Privatrecht)

1. In General (Allgemein)

Deipenbrock, Gundula

„Der Vorsichtige wird nichts Falsches tun“ - eine methodisch-rechtsvergleichende Annäherung an das chinesische Vertragsrecht.

In: *Zeitschrift für Vergleichende Rechtswissenschaft*, Band 103 (2004), p.374 et seq.

Heuser, Robert (editor)

Beiträge zum chinesischen Zivil- und Wirtschaftsrecht. - Hamburg: Institut für Asienkunde 2005.

Liang, Huixing

Das chinesische Zivilrecht: Sein gegenwärtiger Zustand und der Erlass eines Zivilgesetzbuches.

In: Heuser, Robert (editor), *Beiträge zum chinesischen Zivil- und Wirtschaftsrecht*. - Hamburg: Institut für Asienkunde 2005, p. 13 et seq.

Qi, Xiaokun

Zivilrechtlicher Ehrenschatz in Deutschland und China: eine Untersuchung über den Hintergrund der Unterschiede. - Hamburg: Kovac 2005.

Theusner, Alexander

Das Konzept von allgemeinem und besonderem Teil im chinesischen Zivilrecht - Mechanismen, Ursachen und dogmatische Hintergründe der Rezeption deutschen Zivilrechts in China, dargestellt am Beispiel der Übernahme des Konzepts von allgemeinem und besonderem Teil. - Hamburg: Kova 2005.

2. General Part of the Civil Code (Allgemeiner Teil des Zivilrechts)

Folle, René

Der zivilrechtliche Schutz des guten Rufs.

In: Heuser, Robert (editor), *Beiträge zum chinesischen Zivil- und Wirtschaftsrecht*. - Hamburg: Institut für Asienkunde 2005, p. 28 et seq.

Liu, Peifeng

Approval and non-interference in the management of social organisations: an examination of theory and practice.

In: Li, Yuwen (editor), *Freedom of Association in China and Europe*. - Leiden/Boston: Martinus Nijhoff Publishers 2005, p. 151 et seq.

Mo, Jihong

Legislation on foundations in China: historical development, present state and main characteristics.

In: Li, Yuwen (editor), *Freedom of Association in China and Europe*. - Leiden/Boston: Martinus Nijhoff Publishers 2005, p. 219 et seq.

Simon, Karla W.

Reform of China's laws for NPOs - a discussion of issues related to Shiye Danwei reform.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 71 et seq.

3. Law of Obligations (Schuldrecht)

Blythe, Stephen E.

Hong Kong electronic signature law and certification authority regulations: promoting e-commerce in the world's "most wired city"

In: *North Carolina Journal of Law & Technology*, Vol. 7 (2005), p. 1 et seq.

Chi, Ying

Verschulden bei Vertragsverhandlungen im chinesischen Recht. - Hamburg: Kova 2005.

Chu, Zhang/Lei, Lingfei

The Chinese approach to electronic transactions legislation.

In: *Computer Law Review and Technology Journal*, Vol. 9 (2005), p. 333 et seq.

Ding, Qiang

Die Produkthaftung nach deutschem und chinesischem Recht. – Münster: LIT-Verlag 2004.

Harris, Dean M./Wu, Chien-Chang

Medical malpractice in the People's Republic of China: the 2002 regulation on the handling of medical accidents.

In: *Journal of Law, Medicine & Ethics*, Vol. 33 (2005), p. 456 et seq.

Hsiang, Ming-En

Die Entwicklung der kaufrechtlichen Garantie im deutschen Recht unter Berücksichtigung der EG-Verbrauchsgüterrichtlinie - im Vergleich zum taiwanesischen Recht. – Münster, Univ., Diss., 2005.

Liu, Fei

Das chinesische Staatshaftungsgesetz: Probleme und Reformüberlegungen.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 334 et seq.

Shi, Ping

Die Prinzipien des chinesischen Vertragsrechts: eine rechtsvergleichende Untersuchung aus deutscher Sicht. – Frankfurt am Main [u.a.]: Lang 2005.

Srivastava, Aashish

No rice, no wife to cook: an analysis of the electronic signatures law of China.

In: *International Journal of Law and Information Technology*, Vol. 13 (2005), p. 437 et seq.

Timoteo, Marina

Il contratto in Cina e Giappone nello specchio dei diritti occidentali. Padova: Casa Editrice Dr A Milani (CEDAM) 2004.

Werthwein, Simon

Elektronische Signaturen in der VR China.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 90 et seq.

Yan, Wendy

The electronic signatures law: China's first national e-commerce legislation.

In: *Intellectual Property & Technology Law Journal*, Vol. 17 (2005), Nr. 6, p. 6 et seq.

Zhu, Ni

A case study of legal transplant: the possibility of efficient breach in China.

In: *Georgetown Journal of International Law*, Vol. 36 (2005), p. 1145 et seq.

Zhu, Xiaomei

Die Haftung für ärztliche Kunstfehler.

In: Heuser, Robert (editor), *Beiträge zum chinesischen Zivil- und Wirtschaftsrecht*. – Hamburg: Institut für Asienkunde 2005, p. 74 et seq.

4. Law of Property (Sachenrecht)

Chen, Jianfu/Ke, Suiwa

Land.

In: Chen, Jianfu (editor), *China business law guide*. – The Hague: Kluwer Law International 2005, ¶85-030.

Dubuis, Olivier

Vers une clarification des conditions d'acquisition d'un terrain en Chine par les investisseurs

In: *Cahier de droit de l'entreprise* No. 4 (supplément à la semaine juridique No. 35) du 1er Septembre 2005, p. 49 et seq.

Liu, Chenglin

Informal rules, transaction costs, and the failure of the "takings" law in China [refers to expropriation].

In: *Hastings International and Comparative Law Review*, Vol. 29 (2005), p. 1 et seq.

Wang, Hongliang

Grundpfandrechte in Deutschland und China. – Frankfurt am Main [u.a.]: Lang 2005.

Wesiack, Max

The system of land-use rights in Chinese real estate law.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 177 et seq.

Yee, T. Oliver

A bid for a new future: What are the effects and challenges of the new national public bidding regulations on land use rights assignment in China?

In: *Washington University Global Studies Law Review*, Vol. 4 (2005), p. 447 et seq.

5. Family Law (Familienrecht)

Luo, Nili/Smolin, David M.

Intercountry adoption and China: Emerging questions and developing Chinese perspectives.

In: *Cumberland Law Review*, Vol. 35 (2004-2005), p. 597 et seq.

Xia, Yinlan

The legal system of guardianship over minors in the People's Republic of China.

In: *Family Law Quarterly*, Vol. 39 (2005), p. 477 et seq.

6. Law of Succession (Erbrecht)

7. Business Organisations (Gesellschaftsrecht)

Arup, Christopher

Regulating professional services for corporate governance in post-WTO China.

In: Tomasic, Roman (editor), *Corporate governance - challenges for China - Beijing*: Law Press China 2005, p. 323 et seq.

Bakalis, Steve/Joiner, Therese A./Zhou, Jie

Globalisation, corporate transparency and social networks: implications for decision-making delegation in Chinese firms.

In: Tomasic, Roman (editor), *Corporate governance - challenges for China - Beijing*: Law Press China 2005, p. 92 et seq.

Bazin, Hubert

Enjeux et mise en oeuvre d'une opération d'acquisition sur le marché Chinois.

In: *Cahier de droit de l'entreprise* No. 4 (supplément à la semaine juridique No. 35) du 1er Septembre 2005, p. 32 et seq.

Brown, Graham/Wei, Xin

Branches of foreign companies in China.

In: *China company law guide*. - The Hague: Kluwer Law International 2005, ¶10-130.

Brown, Graham/Wei, Xin

Introduction to company law.

In: *China company law guide*. - The Hague: Kluwer Law International 2005, ¶320-110.

Carroll, Susan E.

Caught between a rock and a soft place: regulating legal ethics to police corporate governance in the United States and Hong Kong.

In: *Pacific Rim Law and Policy Journal*, Vol. 14 (2005), p. 35 et seq.

Chen, Jianfu/Ke, Suiwa

Business Organizations - Introduction.

In: Chen, Jianfu (editor), *China business law guide*. - The Hague: Kluwer Law International 2005, ¶12-010.

Cheng, Connie

Directors' duties in defending hostile takeover bid in Hong Kong.

In: *Australian Journal of Corporate Law*, Vol. 18 (2005), p. 163 et seq.

Chow, Daniel C.K.

A primer on foreign investment enterprises and protection of intellectual property in China. - The Hague [u.a.]: Kluwer Law International 2002.

Clarke, Donald

Corporate governance in China: an overview

In: *China Economic Review*, Vol. 14 (2003), p. 494 et seq.

Clarke, Donald

Corporatisation, not privatisation

In: *China Economic Quarterly*, Vol. 7, No. 3 (2003), p. 27 et seq.

Cull, Robert/Xu, Lixin Colin

Institutions, ownership, and finance: the determinants of profit reinvestment among Chinese firms.

In: *Journal of Financial Economics*, Vol. 77 (2005), p. 117 et seq.

Dong, Yanhua/Gao, Hongwei

Contradictions in corporate governance and government regulation.

In: Tomasic, Roman (editor), *Corporate governance - challenges for China - Beijing*: Law Press China 2005, p. 240 et seq.

Dong, Yanhua/Rong, Chaohe

Corporate governance in the PRC rail industry: lessons from China Railway Express.

In: Tomasic, Roman (editor), *Corporate governance - challenges for China - Beijing*: Law Press China 2005, p. 259 et seq.

Fong, Michelle W. L.

Financial accounting information and corporate governance: Chinese listed companies.

In: Tomasic, Roman (editor), *Corporate governance - challenges for China - Beijing*: Law Press China 2005, p. 200 et seq.

George, Geoffrey

Auditing and auditors in post-WTO China.

In: Tomasic, Roman (editor), *Corporate governance - challenges for China - Beijing*: Law Press China 2005, p. 223 et seq.

Groom, Chris/Du, Shelly/Qu, Wen/Sims, Robert
Accounting regulation and corporate governance in China's listed companies – an examination of the changing environment and current issues.

In: Tomasic, Roman (editor), *Corporate governance – challenges for China* – Beijing: Law Press China 2005, p. 176 et seq.

Groom, Chris/Sims, Robert

The emerging role and function of accountants and the accounting profession in ensuring good corporate governance in China: are accountants keeping up?

In: Tomasic, Roman (editor), *Corporate governance – challenges for China* – Beijing: Law Press China 2005, p. 156 et seq.

Hu, Zaichi

Limited liability companies.

In: *China company law guide*. – The Hague: Kluwer Law International 2005, ¶40-130.

Huang, Hui

China's takeover law: a comparative analysis and proposals for reform.

In: *Delaware Journal of Corporate Law*, Vol. 30 (2005), Nr. 1, p. 145 et seq.

Jia, Xinting

Governing China's listed companies: Annual reports and the role of the PRC Code of Corporate Governance.

In: *Australian Journal of Corporate Law*, Vol. 18 (2005), p. 233 et seq.

Kroymann, Benjamin

Establishing a Regional Headquarters in China: A Comparative Analysis of Legal Frameworks at National Level and in Shanghai Municipality

In: *Asia Pacific Law Review*, Vol. 13, No. 2 (2005), p. 167 et seq.

Kroymann, Benjamin

Regional headquarters schemes by China's Ministry of Commerce and the Shanghai municipal government: differences, limitations, and possible combinations.

In: *Pierce Law Review*, Vol. 4 (2005), p. 67 et seq.

Lam, Louisa/Lin, Ketong

Corporate Governance.

In: *China company law guide*. – The Hague: Kluwer Law International 2005, ¶160-110.

Le Gaonach-Bret, Claude

Les nouveaux régime de sociétés de distribution à capitaux étrangers en Chine.

In: *Cahier de droit de l'entreprise* No. 4 (supplément à la semaine juridique No. 35) du 1er Septembre 2005, p. 40 et seq.

Li, Ying

Mergers & Divisions.

In: *China company law guide*. – The Hague: Kluwer Law International 2005, ¶240-120.

Liu, Zhihui

On the prevention of ultra vires behavior by directors.

In: Tomasic, Roman (editor), *Corporate governance – challenges for China* – Beijing: Law Press China 2005, p. 73 et seq.

Lu, Lunwei

Corporate governance in China: drawing lessons from the USA and Japan.

In: Tomasic, Roman (editor), *Corporate governance – challenges for China* – Beijing: Law Press China 2005, p. 124 et seq.

Mei, Shenshi

The corporate governance of listed companies in China: some problems and solutions.

In: Tomasic, Roman (editor), *Corporate governance – challenges for China* – Beijing: Law Press China 2005, p. 422 et seq.

Opper, Sonja/Wong, Sonia M.L./Hu, Ruyin

The power structure in China's listed companies: The company law and its enforcement.

In: Assmann, Heinz-Dieter/Moser v. Filseck, Karin (editors), *China's new role in international community: challenges and expectations for the 21st Century: transactions of the interdisciplinary roundtable held from June 19 to 23, 2004 at the Shanghai Institute for Advanced Studies*. – Frankfurt am Main [u.a.]: Lang 2005, p. 119 et seq.

Prieur, Landon R.

Companies limited by shares.

In: *China company law guide*. – The Hague: Kluwer Law International 2005, ¶80-130.

Qiao-Süß, Fei

Entwurf eines neuen Gesellschaftsgesetzes in China.

In: *Internationale Wirtschaftsbriefe*. Fach 6, Gruppe 3, p. 57 et seq. = Nr. 12 v. 22.6.2005.

Qiu, Jinqian

Ownership structure, corporate governance and institutional shareholder – the case of Chinese listed companies. – Beijing: Law Press China 2005.

Shan, Jordan/Zhang, Shengping

An empirical analysis of independent directorship and corporate performance in China.

In: Tomasic, Roman (editor), *Corporate governance – challenges for China – Beijing*: Law Press China 2005, p. 48 et seq.

Shen, Sibao/Jia, Jing

Will the independent director institution work in China?

In: *Loyola of Los Angeles International and Comparative Law Review*, Vol. 27 (2005), p. 223 et seq.

Shi, Chenxia

Governance of state-owned enterprises in post-WTO China.

In: Tomasic, Roman (editor), *Corporate governance – challenges for China – Beijing*: Law Press China 2005, p. 385 et seq.

Shi, Chenxia

International Corporate Governance Developments: The path for China.

In: *The Australian Journal of Asian Law*, Vol. 7 (2005), No. 1, p. 60 et seq.

Schmitz, Britta

Das einzelkaufmännische Unternehmen.

In: Heuser, Robert (editor), *Beiträge zum chinesischen Zivil- und Wirtschaftsrecht. – Hamburg*: Institut für Asienkunde 2005, p. 147 et seq.

Siems, Mathias

Die Konvergenz der Rechtssysteme im Recht der Aktionäre – ein Beitrag zur vergleichenden Corporate Governance in Zeiten der Globalisierung. – Tübingen: Mohr Siebeck 2005

Sun, Xiaomin

The legal issues of mergers and acquisitions of state-owned enterprises by foreign investors in China.

In: *Asian Law Review*, Vol. 2 (2005), No. 1, p. 73 et seq.

Tang, Alan

Insolvency in China and Hong Kong. – Hong Kong: Thomson/Sweet & Maxwell Asia 2005.

Tian, Xiaoan

Listing of shares and listed companies.

In: *China company law guide. – The Hague*: Kluwer Law International 2005, ¶120-320.

Tomasic, Roman

Comparing corporate governance principles: China, Australia and the OECD.

In: Tomasic, Roman (editor), *Corporate governance – challenges for China – Beijing*: Law Press China 2005, p. 1 et seq.

Tomasic, Roman (editor)

Corporate governance – challenges for China – Beijing: Law Press China 2005.

Wang, Hongmei/Wang, Li

Corporate governance transition in state-owned enterprises after China's WTO membership.

In: Tomasic, Roman (editor), *Corporate governance – challenges for China – Beijing*: Law Press China 2005, p. 368 et seq.

Wolff, Lutz-Christian

International M&A and the problem of the effective date under Chinese law.

In: *Common Law World Review*, Vol. 33 (2004), p. 283 et seq.

Wolff, Lutz-Christian

Insolvency, dissolution & liquidation.

In: *China company law guide. – The Hague*: Kluwer Law International 2005, ¶280-120.

Wu, Jinming/Rong, Chaohe/Li, Jinjing

The corporate system and the institutional arrangement of public provision.

In: Tomasic, Roman (editor), *Corporate governance – challenges for China – Beijing*: Law Press China 2005, p. 351 et seq.

Xi, Chao

Transforming Chinese enterprises: ideology, efficiency and instrumentalism in the process of reform.

In: Gillespie, John/Nicholson, Pip (editors), *Asian socialism & legal change: the dynamics of Vietnamese and Chinese reform. – Canberra*: Australian National University Press 2005, p. 91 et seq.

Yang, Ji

Das Vertretungssystem der Aktiengesellschaft – ein Rechtsvergleich zwischen der Bundesrepublik Deutschland und der Volksrepublik China. – Hamburg: Kova 2005

Yang, Molly

Corporate Bond.

In: *China company law guide. – The Hague*: Kluwer Law International 2005, ¶200-110.

Yu, Guanghua

Using western law to improve China's state-owned enterprises: of takeover and securities fraud.

In: *Valparaiso University Law Review*, Vol. 39 (2004), p. 339 et seq.

Zhang, Xinmin/Wang, Xiuli

Conceptual changes for enterprise management in China: an analysis of the quality of corporate assets, profits and cash flows.

In: Tomasic, Roman (editor), *Corporate governance – challenges for China* – Beijing: Law Press China 2005, p. 111 et seq.

Zhao, Xudong

Company law reform in China: its basic aims and values.

In: Tomasic, Roman (editor), *Corporate governance – challenges for China* – Beijing: Law Press China 2005, p. 33 et seq.

Zhou, Ming

A critique of post-WTO corporate governance practices of Chinese-owned enterprises from a competition perspective.

In: Tomasic, Roman (editor), *Corporate governance – challenges for China* – Beijing: Law Press China 2005, p. 273 et seq.

Zhu, Lijun

Die Börsenprospekthaftung der börsennotierten Aktiengesellschaft – eine vergleichende Untersuchung zum Recht des Kapitalmarktes unter Berücksichtigung des deutschen Rechts, des US-amerikanischen Rechts und des chinesischen Rechts. München: Utz 2005.

8. Insurance (Privatversicherungsrecht)

Chen, Jianfu/Ke, Suiwa

Insurance.

In: Chen, Jianfu (editor), *China business law guide*. – The Hague: Kluwer Law International 2005, ¶¶55-010.

9. Industrial Property, Copyright and Publishing (Gewerblicher Rechtsschutz, Urheber- und Verlagsrecht)

Ai, Hong/Li, Jingbing/ Wu Qiong

Patents.

In: *China intellectual property law guide*. – The Hague: Kluwer Law International 2005, ¶¶40-020

Bullock, Peter/Ng, Vivian Wei Wun

Internet.

In: *China intellectual property law guide*. – The Hague: Kluwer Law International 2005, ¶¶70-020.

Chen, Jianfu/Ke, Suiwa

Intellectual property.

In: Chen, Jianfu (editor), *China business law guide*. – The Hague: Kluwer Law International 2005, ¶¶60-010.

Chen, Jianfu/Ke, Suiwa

Technology transfer.

In: Chen, Jianfu (editor), *China business law guide*. – The Hague: Kluwer Law International 2005, ¶¶20-010.

Desevedavy, Franck

La construction d'un véritable droit Chinois de la propriété intellectuelle ou comment lutter contre la contrefaçon.

In: *Cahier de droit de l'entreprise* No. 4 (supplément à la semaine juridique No. 35) du 1er Septembre 2005, p. 58 et seq.

Fan, Hsiao-Ling/Lu, Frank

Patent protection for biotechnology in Taiwan.

In: *Mitteilungen der deutschen Patentanwälte* 2005, p. 107 et seq.

Ganea, Peter/Pattloch, Thomas

Intellectual property law in China. – Max Planck Series on Asian Intellectual Property Law, Vol. 11 [edited by Christopher Heath], The Hague: Kluwer Law International 2005.

Goldberg, Matthew L.

The viability of stimulating technology-oriented entrepreneurial activity in China, Taiwan, Japan, and South-Korea: How regulations and culture encourage the creation, development, and exploitation of intellectual property.

In: *International Law & Management Review*, Vol. 1 (2005), p. 1 et seq.

Hermann, Kirk/O'Neill, Sean/Turnacliffe, Blaine R./Wilbert, Mark B./Zhang, Ying/Graffagnini, Mark J.

Protecting nanotechnology intellectual property ("nano-IP") in China.

In: *Nanotechnology Law & Business*, Vol. 2 (2005), p. 96 et seq.

Li, Chiang Ling

The enforcement of intellectual property rights in China.

In: Gao, Henry/Lewis, Donald (editors), *China's Participation in the WTO* – London: Cameron May 2005, p. 241 et seq.

Liu, Deming

Now the wolf has indeed come! Perspective on the patent protection of biotechnology inventions in China.

In: *American Journal of Comparative Law*, Vol. 53 (2005), p. 207 et seq.

Marshall, Jolene Lau

Online music piracy: can American solutions be exported to the People's Republic of China to protect American music?

In: *Pacific Rim Law and Policy Journal*, Vol. 14 (2005), p. 189 et seq.

Patel, Nilay

Open source and China: inverting copyright?

In: *Wisconsin International Law Journal*, Vol. 23 (2005), p. 781 et seq.

Pattloch, Thomas

The New Regulations for International Technology Transfer in the People's Republic of China.

In: *International Review of Intellectual Property and Competition Law (IIC)* 2004, p. 151 et seq.

Riley, Molly

Enforcement of intellectual property rights.

In: *China intellectual property law guide*. - The Hague: Kluwer Law International 2005, ¶50-805

Shah, Manesh Jiten

Problems with sharing the pirates' booty: an analysis of TRIPS, the copyright divide between the United States and China & two potential solutions.

In: *Richmond Journal of Global Law and Business*, Vol. 5 (2005), p. 69 et seq.

Smith, Cynthia

A practical guide to Chinese patent law.

In: *Seton Hall Legislative Journal*, Vol. 29 (2005), p. 643 et seq.

Tsai, Thomas Q.T.

Patent litigation in Taiwan.

In: *Mitteilungen der deutschen Patentanwälte* 2005, p. 113 et seq.

Wang, I-Ping

Die Aufgaben urheberrechtlicher Verwertungsgesellschaften und die staatliche Kontrolle ihrer Tätigkeit - ein Rechtsvergleich zwischen Deutschland und der Republik China (Taiwan). - München: Hut 2005.

Wang, Stacey H.

Great Olympics, new China: Intellectual property enforcement steps up to the mark.

In: *Loyola of Los Angeles International and Comparative Law Review*, Vol. 27 (2005), p. 291 et seq.

Yu, Peter K.

Still dissatisfied after all these years: intellectual property, post-WTO China, and the avoidable cycle of futility.

In: *Georgia Journal of International and Comparative Law*, Vol. 34 (2005), p. 143 et seq.

Yu, Xiang

The new regulations regarding customs protection of intellectual property rights of the People's Republic of China.

In: *International Review of Intellectual Property and Competition Law (IIC)* 2005, p. 835 et seq.

Zheng, Cheng Si

The intellectual property legal system.

In: *China intellectual property law guide*. - The Hague: Kluwer Law International 2005, ¶10-030

Zhu, Ling

Copyright.

In: *China intellectual property law guide*. - The Hague: Kluwer Law International 2005, ¶30-020

Zhu, Ling

Technology transfer.

In: *China intellectual property law guide*. - The Hague: Kluwer Law International 2005, ¶80-020.

10. Unfair Competition, Trademarks, Anti-trust Legislation (Wettbewerbs- und Warenzeichenrecht, Kartellrecht)

An, Qinghu

Well-known marks & China's system of well-known mark protection.

In: *The Trademark Reporter*, Vol. 95 (2005), p. 705 et seq.

Berry, Jared A.

Anti-monopoly law in China: a socialist market economy wrestles with its antitrust regime.

In: *International Law & Management Review*, Vol. 2 (2005), p. 129 et seq.

Blasek, Katrin

The protection of well-known trademarks following China's accession to the WTO.

In: *International Review of Intellectual Property and Competition Law (IIC)* 2005, p. 279 et seq.

Bottenschein, Florian

Die Bekämpfung der Markenpiraterie in der Volksrepublik China und Hongkong.
In: *GRUR International* 2005, p. 121 et seq.

Brown, Graham/Xin, Wei

Trade Marks.
In: China intellectual property law guide. – The Hague: Kluwer Law International 2005, ¶20-010

Chan, Grace

Domain name protection in Hong Kong: flaws and proposals for reform.
In: *International Journal of Law and Information Technology*, Vol. 13 (2005), p. 206 et seq.

Dong, Yiliang/Jiang, Yaoping

Haftung des Internetdienstanbieters in China.
in: *GRUR International* 2005, p. 282 et seq.

Harris, H. Stephen Jr.

An overview of the draft China antimonopoly law.
In: *Georgia Journal of International and Comparative Law*, Vol. 34 (2005), p. 131 et seq.

Harris, H. Stephen Jr./Yang, Kathy Lijun

China: latest developments in anti-monopoly law legislation.
In: *Antitrust*, Vol. 19 (2005), p. 89 et seq.

Kisgen, Stefanie

Der Schutz von Geschäftsgeheimnissen.
In: Heuser, Robert (editor), Beiträge zum chinesischen Zivil- und Wirtschaftsrecht. – Hamburg: Institut für Asienkunde 2005, p. 99 et seq.

Ma, Lin/Wu, Handong

Der Schutz geistigen Eigentums in China und seine Entwicklung.
In: *Archiv für Urheber- und Medienrecht (UFITA)* 2005, p. 209 et seq.

Mertha, Andrew C.

Shifting legal and administrative goalposts: Chinese bureaucracies, foreign actors and the evolution of China's anti-counterfeiting enforcement regime.
In: Diamant, Neil J./Lubman, Stanley B./O'Brien, Kevin J. (editors), Engaging the law in China. – Stanford: Stanford University Press 2005, p. 161 et seq.

Mock, Martina

Die Entwicklung der Kartellrechtsgesetzgebung.
In: Heuser, Robert (editor), Beiträge zum chinesischen Zivil- und Wirtschaftsrecht. – Hamburg: Institut für Asienkunde 2005, p. 193 et seq.

Silke Neugebohrn

Die Änderungen der Antidumpingverordnung.
In: *Zeitschrift für Chinesisches Recht* 2005, p. 327 et seq.

Norton, Patrick

China's anti-dumping regime: Progress and problems.
In: Gao, Henry/Lewis, Donald (editors), China's Participation in the WTO – London: Cameron May 2005, p. 131 et seq.

Owen, Bruce M./Sun, Su/Zheng, Wentong

Antitrust in China: the problem of incentive compatibility.
In: *Journal of Competition Law & Economics*, Vol. 1 (2005), p. 123 et seq.

Riley, Molly

Trade secrets.
In: China intellectual property law guide. – The Hague: Kluwer Law International 2005, ¶60-010.

Riley, Molly

Unfair Competition.
In: China intellectual property law guide. – The Hague: Kluwer Law International 2005, ¶90-020.

Shao, Ke

Look at my sign! – Trademarks in China from antiquity to the early modern times.
In: *Journal of the Patent and Trademark Office Society*, Vol. 87 (2005), p. 654 et seq.

Williams, Mark

Competition policy and law in China, Hong Kong and Taiwan. – Cambridge: Cambridge Univ. Press 2005.

Zheng, Chengsi

TRIPS and amendment of unfair-competition law in China.
in: Gao, Henry/Lewis, Donald (editors), China's Participation in the WTO – London: Cameron May 2005, p. 231 et seq.

11. Conflicts of Laws, Uniform Private Law (Internationales Privatrecht, Einheitsrecht)

Liu, Zuowei

Das chinesische internationale Erbrecht – gestern - heute - morgen. – München: M-Press 2005.

Pattloch, Thomas

Das IPR des geistigen Eigentums in der VR China. – [Studien zum ausländischen und internationalen Privatrecht; 103] Tübingen: Mohr Siebeck 2003.

IV. Judicial System, Practice and Procedure, Civil Procedure (Gerichtsverfassung, allgemeines Prozessrecht und Zivilprozeß)

Booth, Charles

Drafting Bankruptcy Laws in Socialist Market Economies: Recent Developments in China and Vietnam.

In: *Columbia Journal of Asian Law*, Vol. 18 (2004), p. 93 et seq.

Chen, Jianfu/Ke, Suiwa

Dispute settlement.

In: Chen, Jianfu (editor), *China business law guide*. – The Hague: Kluwer Law International 2005, ¶40-010.

Clarke, Donald

Empirical research in Chinese law

In: Jensen, Erik/Heller, Thomas (editors), *Beyond common knowledge: empirical approaches to the rule of law* (Stanford: Stanford University Press 2003, p. 164 et seq.

Clarke, Donald

Puzzling observations in Chinese law: when is a riddle just a mistake?

In: Hsu, C. Stephen (editor), *Understanding China's Legal System*. – New York: New York University Press, 2003, p. 93 et seq.

Clarke, Donald

Review of Peter Murrell (editor), *Assessing the Value of Law in Transition Economies* (Ann Arbor: University of Michigan Press, 2001).

In: *Journal of Economic Literature*, Vol. 41 (June 2003), p. 624 et seq.

Clarke, Donald/Murrell, Peter/Whiting, Susan

Law, institutions, and property rights in China.

In: *Woodrow Wilson International Center for Scholars Asia Program Special Report*, No. 129 (2005), p. 42 et seq.

de Vera, Carlos

Arbitrating Harmony: "Med-Arb" and the Confluence of Culture and Rule of Law in the Resolution of International Commercial Disputes in China.

In: *Columbia Journal of Asian Law*, Vol. 18 (2004), p. 149 et seq.

Deng, Jiong

Building an investor-friendly shareholder derivative lawsuit system in China.

In: *Harvard International Law Journal*, Vol. 46 (2005), p. 347 et seq.

Kniprath, Lutz

Die Schiedsgerichtsbarkeit der Chinese International Economic and Trade Arbitration Commission (CIETAC): Administration und Verfahren – Köln [u.a.]: Heymann 2004.

Kniprath, Lutz

Neue Schiedsordnung der Chinese International Economic and Trade Arbitration Commission (CIETAC).

in: *Zeitschrift für Schiedsverfahren* 2005, p. 197 et seq.

Li, Jing

The preservation of evidence in China's international commercial arbitration.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 218 et seq.

Liu, Xiaohong/Gu, Weixia

The validity of arbitration agreements – critical comparison between Hong Kong SAR and mainland China.

In: *Asian Law Review*, Vol. 2 (2005), No. 2, p. 143 et seq.

Sagot, Jacques

La prévention et le règlement des différends dans les relations commerciales avec la China ou l'art du compromis.

In: *Cahier de droit de l'entreprise* No. 4 (supplément à la semaine juridique No. 35) du 1er Septembre 2005, p. 70 et seq.

Sprayregen, James H.M./Friedland, Jonathan P./Wang, Yong

The Middle Kingdom's Chapter 11? China's New Bankruptcy Law Comes into Sight.

In: *American Bankruptcy Institute Journal*, Vol. 23 (2005), p. 34 et seq.

Tao, Jingzhou

Resolving business disputes in China. – The Hague: Kluwer Law Internat. 2005.

Tomasic, Roman/Wang, Margaret

Reforming China's corporate bankruptcy laws.

In: *Australian Journal of Corporate Law*, Vol. 18 (2005), p. 220 et seq.

Unkovic, Dennis

Enforcing arbitration awards in China.

In: *Dispute Resolution Journal*, Vol. 59 (2005), p. 68 et seq.

Wesley-Smith, Peter

Judges and judicial power under the Hong Kong basic law.

In: Doeker-Mach, Guenther (editor), *Law, legal culture and politics in the twenty first century: Essays in honour of Alice Erh-Soon Tay* – Stuttgart: Steiner 2004, p. 465 et seq.

Yan, Emily Ng Jia

When divorce and bankruptcy collide...

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 1, p. 151 et seq.

Xie, Zheng/Yang, Howard Yinghao

Case Translation: China International Economic & Trade Arbitration Commission (CIETAC) (PRC) Arbitration Award 'FeMo' Alloy Case (2 May 1996).

In: *Vindobona Journal of International Commercial Law & Arbitration*, Vol. 9 (2005), p. 355 et seq.

Zhu, Sanzhu

Civil litigation arising from false statements on China's securities market.

In: *North Carolina Journal of International Law and Commercial Regulation*, Vol. 31 (2005), p. 377 et seq.

V. Criminal Law and Criminal Procedure (Strafrecht und Strafverfahren)

Du, Hailong

Haushaltsuntreue aus deutscher und chinesischer Sicht: eine vergleichende Darstellung der Strafbarkeit der rechtswidrigen Verwendung öffentlicher Mittel in Deutschland und China. – München, Universität, Dissertation 2004.

Fu, H.L.

Punishing for profit: profitability and rehabilitation in a Laojiao institution.

In: Diamant, Neil J./Lubman, Stanley B./O'Brien, Kevin J. (editors), *Engaging the law in China*. – Stanford: Stanford University Press 2005, p. 213 et seq.

Henzelin, Marc

Mutual assistance in criminal matters between Switzerland and Taiwan.

Journal of International Criminal Justice, Vol. 3 (2005), p. 790 et seq.

Liu, Jianhong

Crime patterns during the market transition in China.

In: *British Journal of Criminology*, Vol. 45 (2005), p. 613 et seq.

Lu, Jianping/Wang, Zhixiang

China's attitude towards the ICC [International Criminal Court].

In: *Journal of International Criminal Justice*, Vol. 3 (2005), p. 608 et seq.

Nishihara, Haruo

Das chinesische Strafrecht aus der vergleichenden Sicht des japanischen Strafrechts.

In: *Zeitschrift für die gesamte Strafrechtswissenschaft* 2004, p. 915 et seq.

Obst, Andreas

Der Rechtsrahmen für die Bekämpfung von Geldwäsche in China.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 101 et seq.

Ong, Rebecca

Child pornography and the internet in Hong Kong.

In: *Rutgers Computer and Technology Law Journal*, Vol. 32 (2005), p. 81 et seq.

van Rooij, Benjamin

China's war on graft: politico-legal campaigns against corruption in China and their similarities to the legal reactions to crisis in the U.S.

In: *Pacific Rim Law and Policy Journal*, Vol. 14 (2005), p. 289 et seq.

Whitfort, Amanda

The Chinese criminal defence system: a comparative study of a system in reform

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 3, p. 695 et seq.

Wong, Kam C.

Computer crime and control in Hong Kong.

In: *Pacific Rim Law and Policy Journal*, Vol. 14 (2005), p. 337 et seq.

Wong, Kam C./Wong, Georgiana

Law and order in cyberspace: a case study of cyberspace governance in Hong Kong.

In: *John Marshall Journal of Computer and Information Law*, Vol. 23, p. 249 et seq.

Wu, Juan-Yih

Strafprozessuale Telekommunikationsüberwachung in der Informationsgesellschaft: eine rechtsvergleichende Untersuchung zwischen Deutschland und Taiwan. – Frankfurt am Main [usw.]: Lang, 2005.

VI. Theory of the State, Sociology, Politics (Staats- und Gesellschaftslehre, Politik)

Assmann, Heinz-Dieter/Moser v. Filseck, Karin (editors)

China's new role in international community: challenges and expectations for the 21st Century: transactions of the interdisciplinary roundtable held from June 19 to 23, 2004 at the Shanghai Institute for Advanced Studies. – Frankfurt am Main [u.a.]: Lang 2005.

Cui, Zhiyuan

The Bush doctrine and neoconservatism: a Chinese perspective.

In: *Harvard International Law Journal*, Vol. 46 (2005), p. 403 et seq.

Diamant, Neil J./Lubman, Stanley B./O'Brien, Kevin J. (editors)

Engaging the law in China. – Stanford: Stanford University Press 2005.

Ghai, Yash/Cottrell, Jill

The politics of succession in Hong Kong.

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 1, p. 1 et seq.

Gillespie, John/Nicholson, Pip (editors)

Asian socialism & legal change: the dynamics of Vietnamese and Chinese reform. – Canberra: Australian National University Press 2005.

Gillespie, John/Nicholson, Pip

The diversity and dynamism of legal change in socialist China and Vietnam.

In: Gillespie, John/Nicholson, Pip (editors), *Asian socialism & legal change: the dynamics of Vietnamese and Chinese reform*. – Canberra: Australian National University Press 2005, p. 1 et seq.

Lyle Goldstein

Averting Trouble in China and North Korea: China in the new Central Asia: The Fen (RMB) is mightier than the sword.

In: *Fletcher Forum of World Affairs*, Vol. 29 (2005), p. 13 et seq.

Klein, Bradley

Democracy Optional: China and the Developing World's Challenge to the Washington Consensus

In: *UCLA Pacific Basin Law Journal*, Vol. 22 (2004), Nr. 1, p. 89 et seq.

Schubert, Gunter

Reforming authoritarianism in contemporary China: reflections on Pan Wei's consultative rule of law regime

In: Assmann, Heinz-Dieter/Moser v. Filseck, Karin (editors), *China's new role in international community: challenges and expectations for the 21st Century: transactions of the interdisciplinary roundtable held from June 19 to 23, 2004 at the Shanghai Institute for Advanced Studies*. – Frankfurt am Main [u.a.]: Lang 2005, p. 39 et seq.

Schürer, Wolfgang

India, China, and North Korea: a new understanding – A geopolitical and geo-economic overview: on the rise of China and India as two Asian giants.

In: *Fletcher Forum of World Affairs*, Vol. 29 (2005), p. 145 et seq.

Tanner, Murray Scot

Rethinking law enforcement and society: Changing police analyses of social unrest.

In: Diamant, Neil J./Lubman, Stanley B./O'Brien, Kevin J. (editors), *Engaging the law in China*. – Stanford: Stanford University Press 2005, p. 193 et seq.

Phan, Pamela N.

Enriching the land or the political elite? Lessons from China on democratization of the urban renewal process.

In: *Pacific Rim Law and Policy Journal*, Vol. 14 (2005), p. 607 et seq.

Vega, Juan

China's economic and political clout grows in Latin America at the expense of U.S. interests.

In: *Minnesota Journal of Global Trade*, Vol. 14 (2005), p. 377 et seq.

Windrow, Hayden

From state to nation: the forging of the Han through language policy in the PRC and Taiwan.

In: *New York University Journal of International Law and Politics*, Vol. 37 (2005), p. 373 et seq.

Xie, Haiding

The dilemma of legitimacy facing China's civil society organisations.

In: Li, Yuwen (editor), *Freedom of Association in China and Europe*. – Leiden/Boston: Martinus Nijhoff Publishers 2005, p. 103 et seq.

Yang, Che-Ming/Chung, Chun-Chih/Lu, Meei-Shiow/Lin, Chiou-Fen/Chen, Jiun-Shyan

Ethical attitudes on human cloning among professionals in Taiwan and the policy implications for regulation.

In: *Issues in Law and Medicine*, Vo. 21 (2005), p. 35 et seq.

VII. Public Law and Constitutional Law (Staats- und Verfassungsrecht)

Ahl, Björn

Vertagte Demokratisierung – Die Grenzen der Autonomie des Sonderverwaltungsgebiets Hongkong.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 8 et seq.

Blanchard, Hal

Constitutional revisionism in the PRC: "Seeking truth from facts".

In: *Florida Journal of International Law*, Vol. 17 (2005), p. 365 et seq.

Cao Jingchun

Protecting the Right to Privacy in China.

In: *Victoria University of Wellington Law Review*, Vo. 36 (2005), p. 645 et seq.

Chang, Wenchen

The role of judicial review in consolidating democracies: the case of Taiwan.

In: *Asian Law Review*, Vol. 2 (2005), No. 2, p. 73 et seq.

Chen, Albert

The fate of the constitutional reform proposal of October 2005.

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 3, p. 537 et seq.

Chen, Albert H.Y.

The NPCSC's [national people's congress' standing committee] interpretation in spring 2005.

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 2, p. 255 et seq.

Fischer, Peter

Taiwan: der Staat, der nicht sein darf: die Stellung der Republik China „revisited“.

In: *Internationale Gemeinschaft und Menschenrechte* 2005, p. 77 et seq.

Huang, Thomas Weishing

Judicial activism in the transitional polity: the council of grand justice in Taiwan.

In: *Temple International and Comparative Law Journal*, Vol. 19 (2005), p. 1 et seq.

Killion, M. Ulric

China's amended constitution: quest for liberty and independent judicial review.

In: *Washington University Global Studies Law Review*, Vol. 4 (2005), p. 43 et seq.

Li, Andrew S.Y./Lui, Ann

Search and seizure of journalistic material: the Sing Tao Daily case.

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 1, p. 69 et seq.

Li, Yuwen (editor)

Freedom of Association in China and Europe. – Leiden/Boston: Martinus Nijhoff Publishers 2005.

Morris, Robert T.

The "replacement" chief executive's two-year term: a pure and unambiguous common law analysis.

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 1, p. 29 et seq.

Richter, Clemens

Anmerkungen zum Antizessionsgesetz.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 115 et seq.

Schulte-Kulkmann, Nicole/Shih, Lea/Heilmann, Sebastian

Änderungen der Verfassung der Volksrepublik China (2004): Übersetzung und Kommentar.

In: *Verfassung und Recht in Übersee* 2004, p. 345 et seq.

Shi, Meixia

Die chinesische Verfassung und die soziale Sicherheit.

In: Becker, Ulrich/Zheng, Gongcheng/Darimont, Barbara (editors), *Grundfragen und Organisation der Sozialversicherung in China und Deutschland. – [Studien aus dem Max-Planck-Institut für Ausländisches und Internationales Sozialrecht ; 36]* Baden-Baden: Nomos 2005, p. 57 et seq.

Shiu, Sonny Hing-Lo

The emergence of constitutional conventions in the Hong Kong Special Administrative Region.

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 1, p. 103 et seq.

Sirchich von Kis-Sira, Patricia

Die Auslegung des Basic Law von Hongkong zur Frage der Amtszeit des Regierungschefs.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 233 et seq.

Tai, Benny Y.T.

A tale of the unexpected: Tung's resignation and the ensuing constitutional controversy.

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 1, p. 7 et seq.

Wang, Jinyuan/Wang, Xiaoguo

Constitutionalism development of modern China: the status quo and the future.

In: *Asian Law Review*, Vol. 2 (2005), No. 2, p. 1 et seq.

Woodman, Sophia

Human rights as „Foreign Affairs“: China's reporting under human rights treaties.

in: *Hong Kong Law Journal*, Vol. 35 (2005), No. 1, p. 179 et seq.

Xie, Hui

Vom Politisieren zum rechtsstaatlichen Verfassungsverständnis: Entwicklung im China des 20. und Erwartungen des 21. Jh.

In: *Der Staat* 2005, p. 289 et seq.

Zhou, Qi

Conflicts over human rights between China and the Up.

In: *Human rights quarterly* 2005, Nr. 1. p. 105 et seq.

VIII. Administrative Law (Allgemeines Verwaltungsrecht)

Cheung, Arthur K.C.

China's administrative litigation law.

In: *Public law* 2005, p. 549 et seq.

O'Brien, Kevin J./Li, Jianjiang

Suing the local state: administrative litigation in rural China.

In: Diamant, Neil J./Lubman, Stanley B./O'Brien, Kevin J. (editors), *Engaging the law in China*. – Stanford: Stanford University Press 2005, p. 31 et seq.

Wu, Yuzhang

Government administration of social organisations: its model and effects.

In: Li, Yuwen (editor), *Freedom of Association in China and Europe*. – Leiden/Boston: Martinus Nijhoff Publishers 2005, p. 71 et seq.

IX. Administrative Law – Individual Branches (Besonderes Verwaltungsrecht)

Biddulph, Sarah

Mapping legal change in the context of reforms to Chinese police powers.

In: Gillespie, John/Nicholson, Pip (editors), *Asian socialism & legal change: the dynamics of Vietnamese and Chinese reform*. – Canberra: Australian National University Press 2005, p. 212 et seq.

Carlson, Eric R.

China's new regulations on religion: a small step, not a great leap, forward.

In: *Brigham Young University Law Review* 2005, p. 747 et seq.

Chen, Michelle

Leaving one-child behind: Chinese Immigrants Seek Asylum in America from China's One-Child policy

In: *Legal Affairs* 2005, p. 8 et seq.

Chen, Xinxin

Research on China's civic environmental protection organisations.

In: Li, Yuwen (editor), *Freedom of Association in China and Europe*. – Leiden/Boston: Martinus Nijhoff Publishers 2005, p. 189 et seq.

Chen, Zunxuan "Digger"

Tackling China's water pollution problem: a legal and institutional perspective from Taihu lake water pollution control.

In: *Temple Journal of Science, Technology & Environmental Law*, Vol. 24 (2005), p. 325 et seq.

Jian, Ke

Environmental justice: can an American discourse make sense in Chinese environmental law?

Temple Journal of Science, Technology & Environmental Law, Vol. 24 (2005), p. 253 et seq.

Li, Zhiping

The challenges of China's discharge permit system and effective solutions.

In: *Temple Journal of Science, Technology & Environmental Law*, Vol. 24 (2005), p. 375 et seq.

Liu, Chenglin

Chinese law on SARS – Buffalo, NY: Hein 2004

Liu, Chenglin

Regulating SARS in China: Law as an antidote?

In: *Washington University Global Studies Law Review*, Vol. 4 (2005), p. 81 et seq.

Love, Christie N.

Not in our country? A critique of the United States welfare system through the lens of China's one-child law.

In: *Columbia Journal of Gender and Law*, Vol. 14 (2005), p. 142 et seq.

Opiolla, Katrin-Marlene

Arzneimittelrecht als Verbraucherschutz.

In: Heuser, Robert (editor), Beiträge zum chinesischen Zivil- und Wirtschaftsrecht. – Hamburg: Institut für Asienkunde 2005, p. 224 et seq.

Project Team on “Reform of China’s Public Institutions and Development of China’s Non-profit Organizations” National Research Center for Science and Technology for Development Ministry of Science and Technology

Reform of China’s Public Institutions: Retrospect & Prospects.

In: *International Journal of Civil Society Law*, Vol. 2 (2004), p. 7 et seq.

Sharma, Charu

Chinese endangered species at the brink of extinction: a critical look at the current law and policy in China.

In: *Animal Law*, Vol. 11 (2005), p. 215 et seq.

Tsai, Henry/Gu, Zheng

Penghu gambling legalization: a viable alternative for Taiwan.

In: *Gaming Law Review*, Vol. 9 (2005), p. 136 et seq.

Wang, Debbie

The dangers of breathing: indoor air pollution’s impact on rural China.

In: *Boston University International Law Journal*, Vol. 23 (2005), p. 137 et seq.

Wu, Changhua

Improving the legal and policy foundation for public access to environmental information in China.

In: *Temple Journal of Science, Technology & Environmental Law*, Vol. 24 (2005), p. 291 et seq.

Young, Simon N.M.

The executive order on covert surveillance: legality undercover?

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 2, p. 265 et seq.

Zhu, Yifan/Xu, Xian

Chinese “Green Cards” – green light only for qualified foreigners

In: *Zeitschrift für chinesisches Recht* 2005, p. 238 et seq.

X. Economic Legislation (Wirtschaftsrecht)

Ahl, Björn

Zur Neuregelung des Direktvertriebs in China.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 339 et seq.

Au, Hans

Foreign Wholesalers and Retailers Welcome, but Please Queue Up in an Orderly Fashion...

In: *Zeitschrift für Chinesisches Recht* 2005, p. 33 et seq.

Bender, Tobias

Der Schild des Drachen – zweiter Teil: Handelspolitische Schutzmaßnahmen gegen chinesische Textilimporte nach dem Ende des WTO-Sonderregimes für den Handel mit Textilien und Bekleidung.

In: *Recht der internationalen Wirtschaft* 2005, p. 411 et seq.

Brandt, Loren/Li, Hongbin/Roberts, Joanne

Banks and enterprise privatization in China.

In: *Journal of Law, Economics and Organization*, Vol. 21 (2005), p. 524 et seq.

Brehm, Stefan/Macht, Christian

Is a new boom sweeping clean? The emergence of the China Banking Regulatory Commission.

In: *Aussenwirtschaft* 2005, p. 169 et seq.

Cavalieri, Renzo

L’adesione alla WTO. Implicazioni giuridiche. – Lecce: Argo 2003.

Chang, Terry E.

The gold rush in the East: recent developments in foreign participation with China’s securities markets as compared to the Taiwanese model.

In: *Columbia Journal of Transnational Law*, Vol. 44 (2005), p. 279 et seq.

Chen, Jianfu (editor)

China business law guide. – The Hague: Kluwer Law International 2005 (3 Bände)

Chen, Jianfu/Ke, Suiwa

Countertrade, processing and assembly.

In: Chen, Jianfu (editor), China business law guide. – The Hague: Kluwer Law International 2005, ¶83-010.

Chen, Jianfu/Ke, Suiwa

Customs.

In: Chen, Jianfu (editor), China business law guide. – The Hague: Kluwer Law International 2005, ¶63-010.

Chen, Jianfu/Ke, Suiwa

Foreign exchange control, banking & finance.

In: Chen, Jianfu (editor), China business law guide. – The Hague: Kluwer Law International 2005, ¶30-010.

Chen, Jianfu/Ke, Suiwa

Foreign investment.

In: Chen, Jianfu (editor), *China business law guide*.
- The Hague: Kluwer Law International 2005, ¶125-010.

Chen, Jianfu/Ke, Suiwa

Import & Export Controls.

In: Chen, Jianfu (editor), *China business law guide*.
- The Hague: Kluwer Law International 2005, ¶180-010.

Chen, Jianfu/Ke, Suiwa

Special investment areas.

In: Chen, Jianfu (editor), *China business law guide*.
- The Hague: Kluwer Law International 2005, ¶187-010.

Chen, Yixin

Changing the regulatory landscape: China's banking system after the WTO accession

In: Gao, Henry/Lewis, Donald (editors), *China's Participation in the WTO* - London: Cameron May 2005, p. 181 et seq.

Cullen, Richard/Choy, D.W.

China's media: the impact of the internet.

In: *San Diego International Law Journal*, Vol. 6 (2005), p. 323 et seq.

Farah, Paolo

L'adesione della Cina all'Organizzazione Mondiale del Commercio: ovvero

In: *Rivista Trimestrale Mondo Cinese*, Sezione Economia e Diritto, N. 124, Luglio-Settembre 2005, p. 34 et seq.

Faleris, Nicholas J.

Cross-Border securitized transactions: The missing link in establishing a viable Chinese Securitization Market.

In: *Northwest Journal of International Law & Business*, Vol. 26 (2005), Nr. 1, p. 201 et seq.

Fink, Carsten

A macroeconomic perspective on China's liberalization on trade in services.

In: Gao, Henry/Lewis, Donald (editors), *China's Participation in the WTO* - London: Cameron May 2005, p. 161 et seq.

Friedman, Peter M.

Risky Business: Can faulty country risk factors in the prospectuses of U.S. listed Chinese companies raise violations of U.S. Securities Law?

In: *Columbia Journal of Transnational Law*, Vol. 44 (2005), p. 241 et seq.

Gulinello, Christopher

Engineering a venture capital market and the effects of government control on private ordering: lessons from the Taiwan experience.

In: *George Washington International Law Review*, Vol. 37 (2005), p. 845 et seq.

Hartberg, Alexander

Investieren in der VR China. - [Bundesagentur für Außenwirtschaft, Bfai: Tipps für die Praxis], Köln: Bfai 2005.

Hippe, Markus

Das Gesetz für erneuerbare Energien.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 110 et seq.

Howson, Nicholas C.

Regulation of companies with publicly listed share capital in the People's Republic of China.

In: *Cornell International Law Journal*, Vol. 38 (2005), p. 237 et seq.

Huang, Hui

Das Rechtssystem des Banküberweisungsverkehrs in der VR China. - Berlin: de Gruyter Recht 2005.

Huang, Jinlao

An analysis of performance conditions in China's banking service market and the competitive situation and development strategies of foreign banks in the wake of China's WTO accession

In: Gao, Henry/Lewis, Donald (editors), *China's Participation in the WTO* - London: Cameron May 2005, p. 201 et seq.

Laprès, Daniel Arthur

Le cadre juridique du commerce électronique en Chine: entre nébuleuse législative et pratiques expérimentales.

In: *Cahier de droit de l'entreprise* No. 4 (supplément à la semaine juridique No. 35) du 1er Septembre 2005, p. 62 et seq.

Lee, Dongwook

The hidden bombs are ready to tick: China's banking market for foreign investors after the WTO accession.

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 1, p. 205 et seq.

Li, Kevin X./Cullinane, Kevin/Yan, Hong/Cheng, Jin

Maritime policy in China after WTO: impacts and implications for foreign investment.

In: *Journal of Maritime Law and Commerce*, Vol. 36 (2005), p. 77 et seq.

Liu, Carol G.

Scaling the great wall: an analysis of foreign banks' entry into China.

In: *North Carolina Banking Institute*, Vol. 9, p. 397 et seq.

Lou, Xinchun Sofia

Challenging China's fixed exchange rate regime: an analysis of U.S. options.

In: *Hastings International and Comparative Law Review*, Vol. 28 (2005), p. 455 et seq.

Musso, Fabio/Bartolucci, Francesco/Pagano, Alessandro

Competere e radicarsi in Cina. - Milano: Angeli 2005.

Müller, Sonja

Franchising.

In: Heuser, Robert (editor), *Beiträge zum chinesischen Zivil- und Wirtschaftsrecht*. - Hamburg: Institut für Asienkunde 2005, p. 165 et seq.

Münzel, Frank

Das neue Bankaufsichtsgesetz der VR China.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 241 et seq.

Pistor, Katharina/Xu, Chenggang

Governing stock markets in transition economics: lessons from China.

In: *American Law and Economic Review*, Vol. 7 (2005), p. 184 et seq.

Pißler, Knut Benjamin

Die Entwicklung des chinesischen Kapitalmarktrechts im Jahr 2004: Großbaustelle mit Brandherden

In: *Zeitschrift für Chinesisches Recht* 2005, p. 196 et seq.

Saint Marc, Gille/Nugue, Philippe

Quand l'empire du milieu s'ouvre à la titrisation : mesures administratives relatives aux projets pilotes de titrisation de crédits.

In: *Cahier de droit de l'entreprise* No. 4 (supplément à la semaine juridique No. 35) du 1er Septembre 2005, p. 36 et seq.

Schena, Patrick J.

Averting Trouble in China and North Korea - Banks, distressed loans, and the development of Chinese markets for asset-backed securities.

In: *Fletcher Forum of World Affairs*, Vol. 29 (2005), p. 35 et seq.

Schmitz-Bauerdick, Frauke

VR China - Rechtstipps für Exporteure. - Köln: Bundesagentur für Außenwirtschaft 2005.

Shan, Wenhua

The legal framework of EU-China investment relations - a critical appraisal. - Oxford [etc.]: Hart 2005

Ta, Thuoy-Phuong

Die chinesische Bankenreform im Spiegel der „drei großen Bankgesetze“

In: *Zeitschrift für Chinesisches Recht* 2005, p. 304 et seq.

Tevini, Anna

Three Years After China's Accession to the WTO: A Basic Account of China's Efforts in Implementing its WTO Commitments

In: *Asian Law Review*, Vol. 2 (2005), p. 35 et seq.

Also in: *Zeitschrift für Chinesisches Recht* 2004, p. 309 et seq.

Tevini, Anna

The liberalization of the trade in goods under the ASEAN-China free trade agreement

In: *Zeitschrift für Chinesisches Recht* 2005, p. 297 et seq.

Tordesillas, Angela

Development in Banking and Financial Law: 2004 International Development - Banking in China

In: *Annual Review of Banking and Financial Law*, Vol. 24 (2005), p. 140 et seq.

Vovan, Patrick/Lutran, David

La Chine et l'OMC [WTO]: opportunité ou menace?

In: *Cahier de droit de l'entreprise* No. 4 (supplément à la semaine juridique No. 35) du 1er Septembre 2005, p. 28 et seq.

Wang, Chuanli/Dong, Gang

Social responsibility of transnational corporations.

In: World Jurist Association (editor), *Rule of law and harmony of international society: working papers of the 22nd Congress on the Law of the World (for panels in Beijing)*, Beijing September 4-6, 2005. - Washington: World Jurist Association 2005, p. 952 et seq.

Wang, Wei

Historical evolution of national treatment in China

In: *The International Lawyer*, Vol. 39 (2005), p. 759 et seq.

Wang, Weida

Über das Sicherheitsgewerbe in der Volksrepublik China

In: *Jahrbuch des Sicherheitsgewerbes* 2003/2004 (2004), p. 57 et seq.

Wei, Yuwa

The development of the securities market and regulation in China.

In: *Loyola of Los Angeles International and Comparative Law Review*, Vol. 27 (2005), p. 479 et seq.

Wei, Wenbin

The banking law in transnational China: a comparative review in the light of EU banking rules. – Zürich: Schulthess 2005

Wolff, Lutz-Christian

Das internationale Wirtschaftsrecht der VR China – Eine Einführung in Grundlagen und Praxis des China-Geschäfts, Frankfurt am Main: Verlag Recht und Wirtschaft 2005 (2nd edition).

Wulff, Erik B./Xu, Tao

Franchise regulation in China.

In: *Franchise Law Journal*, Vol. 25 (2005), p. 19 et seq.

Yu, Jinsong

Pre-establishment of national treatment of Foreign investments and China's countermeasures in: Gao, Henry/Lewis, Donald (editors), *China's Participation in the WTO* – London: Cameron May 2005, p. 147 et seq.

Zhu, Yifan

Die Schutzmaßnahmen im GATT/WTO-Recht und ihre Bedeutung für die wirtschaftliche Entwicklung Chinas.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 1 et seq.

XI. Traffic Laws (Verkehrsrecht)

XII. Financial Laws and Taxation (Finanz- und Steuerrecht)

Balmes, Frank/Mak, Rebecca

Investieren in China: Steuerliche Aspekte und Gewinntransfer.

In: *Recht der Internationalen Wirtschaft* 2005, p. 843 et seq.

Chen, Jianfu/Ke, Suiwa

Taxation.

In: Chen, Jianfu (editor), *China business law guide*. – The Hague: Kluwer Law International 2005, ¶50-010.

Deloitte Touche Tohmatsu

China master tax guide 2005. – The Hague: Kluwer Law International 2005.

Duke, Susan K.

E-commerce and the taxation doctrine of permanent establishment in the United States and China.

In: *Journal of Transnational Law and Policy*, Vol. 14 (2005), p. 275 et seq.

Laub, Detlef

Das neue Schifffahrts-DBA mit Hongkong - Anwendung auf Containermanager und deutsche Containerfonds.

In: *Internationales Steuerrecht* 2005, p. 223 et seq.

Lee, Elaine/Littlewood, Michael

Hard times, absconding expatriates and the possibility of PAYE [pay-as-you-earn] in Hong Kong

In: *Hong Kong Law Journal*, Vol. 35 (2005), No. 1, p. 129 et seq.

Meril, Emmanuel

La fin prochaine d'un régime fiscal avantageux pour les investissements étrangers en Chine ?

In: *Cahier de droit de l'entreprise* No. 4 (supplément à la semaine juridique No. 35) du 1er Septembre 2005, p. 44 et seq.

Wang, Cheng

A defenseless policy? An analysis of China's integrated circuit industry tax rebate programs under WTO laws.

In: *North Carolina Journal of International Law and Commercial Regulation*, Vol. 30 (2005), p. 625 et seq.

XIII. Labor Law (Arbeitsrecht)

Chang, Kai

Globalisation, labour standards and protection of labour rights.

In: *Zeitschrift für Chinesisches Recht* 2005, p. 23 et seq.

Chen, Jianfu/Ke, Suiwa

Labor.

In: Chen, Jianfu (editor), *China business law guide*. – The Hague: Kluwer Law International 2005, ¶58-010.

Desmots, Vivian

Le contrat de travail en droit Chinois.

In: *Cahier de droit de l'entreprise* No. 4 (supplément à la semaine juridique No. 35) du 1er Septembre 2005, p. 53 et seq.

Gallagher, Mary E.

„Use the law as your weapon!“: institutional Change and legal mobilization in China.
In: Diamant, Neil J./Lubman, Stanley B./O'Brien, Kevin J. (editors), *Engaging the law in China*. – Stanford: Stanford University Press 2005, p. 54 et seq.

Kuo, Shu-chin Grace

Rethinking the masculine character of the legal profession: a case study of female legal professionals and their gendered life in Taiwan.
In: *American University Journal of Gender, Social Policy and the Law*, Vol. 13 (2005), p. 25 et seq.

Lai, Yu-Cheng/Masters, Stanley

The effects of mandatory maternity and pregnancy benefits on women's wages and employment in Taiwan, 1984-1996.
In: *Industrial and Labor Relations Review*, Vo. 58 (2005), p. 274 et seq.

Thireau, Isabelle/Hua Linshan

One law, two interpretations: Mobilizing the labor law in arbitration committees and in letters and visits offices.
In: Diamant, Neil J./Lubman, Stanley B./O'Brien, Kevin J. (editors), *Engaging the law in China*. – Stanford: Stanford University Press 2005, p. 84 et seq.

Wu, Tzu-Hui

Die Entwicklung des Kündigungsschutzes in Gesetz und Praxis: eine vergleichende Untersuchung des taiwanesischen und deutschen Rechts. Tübingen, Universität, Dissertation 2005.

XIV. Social Legislation (Sozialrecht)

Becker, Ulrich/Zheng, Gongcheng/Darimont, Barbara (editors)

Grundfragen und Organisation der Sozialversicherung in China und Deutschland. – [Studien aus dem Max-Planck-Institut für Ausländisches und Internationales Sozialrecht ; 36] Baden-Baden: Nomos 2005.

Cheng, Yanyuan

Beilegung von sozialrechtlichen Streitigkeiten in der VR China.
In: Becker, Ulrich/Zheng, Gongcheng/Darimont, Barbara (editors), *Grundfragen und Organisation der Sozialversicherung in China und Deutschland*. – [Studien aus dem Max-Planck-Institut für Ausländisches und Internationales Sozialrecht ; 36] Baden-Baden: Nomos 2005, p. 295 et seq.

Dai, Guangyi

Situation der Verwaltung der chinesischen Sozialversicherungsorgane und Vorschläge zu ihrer Umgestaltung.
In: Becker, Ulrich/Zheng, Gongcheng/Darimont, Barbara (editors), *Grundfragen und Organisation der Sozialversicherung in China und Deutschland*. – [Studien aus dem Max-Planck-Institut für Ausländisches und Internationales Sozialrecht ; 36] Baden-Baden: Nomos 2005, p. 197 et seq.

Diamant, Neil J.

Hollow glory: The politics and rights and identity among PRC veterans in the 1950s
In: Diamant, Neil J./Lubman, Stanley B./O'Brien, Kevin J. (editors), *Engaging the law in China*. – Stanford: Stanford University Press 2005, p. 131 et seq.

Ding, Ningning

Privatrechtlich organisierte Träger als Alternative zur staatlichen Organisation der individuellen Rentenkonten?
In: Becker, Ulrich/Zheng, Gongcheng/Darimont, Barbara (editors), *Grundfragen und Organisation der Sozialversicherung in China und Deutschland*. – [Studien aus dem Max-Planck-Institut für Ausländisches und Internationales Sozialrecht ; 36] Baden-Baden: Nomos 2005, p. 253 et seq.

Franzier, Mark W.

What's in a law? China's pension reform and it
In: Diamant, Neil J./Lubman, Stanley B./O'Brien, Kevin J. (editors), *Engaging the law in China*. – Stanford: Stanford University Press 2005, p. 108 et seq.

Gao, Yongxian

Überblick und aktuelle Probleme der Sozialversicherung in China,
In: Becker, Ulrich/Zheng, Gongcheng/Darimont, Barbara (editors), *Grundfragen und Organisation der Sozialversicherung in China und Deutschland*. – [Studien aus dem Max-Planck-Institut für Ausländisches und Internationales Sozialrecht ; 36] Baden-Baden: Nomos 2005, p. 19 et seq.

Lin, Yi/Zhang, Song

Verwaltungsstruktur der chinesischen Sozialversicherung und deren Probleme.
In: Becker, Ulrich/Zheng, Gongcheng/Darimont, Barbara (editors), *Grundfragen und Organisation der Sozialversicherung in China und Deutschland*. – [Studien aus dem Max-Planck-Institut für Ausländisches und Internationales Sozialrecht ; 36] Baden-Baden: Nomos 2005, p. 181 et seq.

Wang, Quanxing/Guan, Bin

Das Sozialrecht in China – Definition und Bedeutung.

In: Becker, Ulrich/Zheng, Gongcheng/Darimont, Barbara (editors), Grundfragen und Organisation der Sozialversicherung in China und Deutschland. – [Studien aus dem Max-Planck-Institut für Ausländisches und Internationales Sozialrecht ; 36] Baden-Baden: Nomos 2005, p. 137 et seq.

Yang, Fangfang

Verantwortung der Regierung innerhalb der sozialen Sicherheit Chinas – Der Vorstand des Nationalen Fonds für soziale Sicherheit.

In: Becker, Ulrich/Zheng, Gongcheng/Darimont, Barbara (editors), Grundfragen und Organisation der Sozialversicherung in China und Deutschland. – [Studien aus dem Max-Planck-Institut für Ausländisches und Internationales Sozialrecht ; 36] Baden-Baden: Nomos 2005, p. 243 et seq.

Zheng, Gongcheng

Von der staatlichen Zentralverwaltung zu einer pluralistischen Selbstverwaltung – Perspektiven für das Verwaltungssystem der Sozialversicherungsgänge Chinas.

In: Becker, Ulrich/Zheng, Gongcheng/Darimont, Barbara (editors), Grundfragen und Organisation der Sozialversicherung in China und Deutschland. – [Studien aus dem Max-Planck-Institut für Ausländisches und Internationales Sozialrecht ; 36] Baden-Baden: Nomos 2005, p. 209 et seq.

XV. Public International Law (Völkerrecht)

Ahn, Dukgeun

Critical review on the WTO safeguard system: To safeguard the safeguard system.

In: Gao, Henry/Lewis, Donald (editors), China's Participation in the WTO – London: Cameron May 2005, p. 77 et seq.

Boyd, Bruce M.

Governmental corruption in China: application of the foreign corrupt practices act.

In: *Santa Clara Journal of International Law*, Vol. 3 (2005), p. 235 et seq.

Chen, Jianfu/Ke, Suiwa

Bilateral investment treaties.

In: Chen, Jianfu (editor), China business law guide. – The Hague: Kluwer Law International 2005, ¶45-010.

Dardick, Tracy Elizabeth

The US-China safeguard provision, the GATT, and thinking long term.

In: *Chicago Journal of International Law*, Vol. 6 (2005), p. 467 et seq.

Ehring, Lothar

The negotiations on improvements and clarifications of the Dispute settlement understanding (DSU).

In: Gao, Henry/Lewis, Donald (editors), China's Participation in the WTO – London: Cameron May 2005, p. 297 et seq.

Hamilton, Jason X.

An overview of the legal and security questions concerning Taiwanese independence.

In: *Loyola University Chicago International Law Review*, Vol. 1 (2005), p. 91 et seq.

Huang, Dongli

Legal interpretation of paragraph 242 of the report of the working party on the accession of China under the WTO legal framework.

In: Gao, Henry/Lewis, Donald (editors), China's Participation in the WTO – London: Cameron May 2005, p. 113 et seq.

Huang, Rengang

Multilateralism v Regionalism – China's participation in WTO agriculture negotiations.

In: Gao, Henry/Lewis, Donald (editors), China's Participation in the WTO – London: Cameron May 2005, p. 35 et seq.

Hughes, Valerie

WTO dispute settlement: Past, present and future.

In: Gao, Henry/Lewis, Donald (editors), China's Participation in the WTO – London: Cameron May 2005, p. 265 et seq.

Gao, Henry

Aggressive legalism: The East Asian experience and lessons for China.

In: Gao, Henry/Lewis, Donald (editors), China's Participation in the WTO – London: Cameron May 2005, p. 315 et seq.

Gao, Henry/Lewis, Donald (editors)

China's Participation in the WTO – London: Cameron May 2005

Jiang, Liyong

WTO dispute settlement mechanism and China's participation.

In: Gao, Henry/Lewis, Donald (editors), China's Participation in the WTO – London: Cameron May 2005, p. 303 et seq.

Killion, M. Ulric

Chinese regionalism and the 2004 ASEAN-China accord: The WTO and legalized trade distortion.
In: *North Carolina Journal of International Law and Commercial Regulation*, Vol. 31 (2005), p. 1 et seq.

Kleeman, C. George

The proposal to implement Article 23 of the Basic Law in Hong Kong: a missed opportunity for reconciliation and reunification between China and Taiwan.
In: *Georgia Journal of International and Comparative Law*, Vol. 33 (2005), p. 705 et seq.

Matshushita, Mitsuo

Interest of developing countries in the WTO dispute settlement.
In: Gao, Henry/Lewis, Donald (editors), *China's Participation in the WTO* - London: Cameron May 2005, p. 283 et seq.

Messerlin, Patrick

Need for coherence among WTO's escape clauses.
In: Gao, Henry/Lewis, Donald (editors), *China's Participation in the WTO* - London: Cameron May 2005, p. 15 et seq.

Neukirchen, Mathias

Die Vertretung Chinas und der Status Taiwans im Völkerrecht: unter besonderer Berücksichtigung der historischen Entwicklung und Haltung der Vereinten Nationen. - Baden-Baden: Nomos 2004

Peerenboom, Randall

Assessing human rights in China: why the double standard?
In: *Cornell International Law Journal*, Vol. 38 (2005), No. 71, p. 71 et seq.

Shi, Guangheng

General Introduction: Working together for a brighter future based on mutual benefit.
In: Gao, Henry/Lewis, Donald (editors), *China's Participation in the WTO* - London: Cameron May 2005, p. 15 et seq.

Shi, Miaomiao

China's participation in the Doha negotiations and implementation of its accession commitments.
In: Gao, Henry/Lewis, Donald (editors), *China's Participation in the WTO* - London: Cameron May 2005, p. 23 et seq.

Wang, Chuanli/Dong, Gang

New development of bilateral free trade agreements.
In: *Asian Law Review*, Vol. 2 (2005), No. 1, p. 1 et seq.

Xue, Guifang

China and international fisheries law and policy. - Leiden [etc.]: Nijhoff 2005.

Zeng, Lingliang

The legal effectiveness and appropriateness of transitional product-specific safeguard mechanism against China.
in: Gao, Henry/Lewis, Donald (editors), *China's Participation in the WTO* - London: Cameron May 2005, p. 97 et seq.

Zou, Keyuan

China's marine legal system and the law of the sea. - Leiden [etc.]: Nijhoff 2005.