

<<国际私法>>

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内容概要

《国际私法(英文版)》作为国际私法英文及双语教学的教材,对国际民事诉讼管辖权、法律选择、外国法院判决及仲裁裁决的承认与执行等事项作了详尽而深入的分析与介绍,并结合最新案例对中国国际私法的司法实践进行了评述.《国际私法(英文版)》第一编“导论”,分为三章,第一章交代国际私法的名称、范围、性质、存在理由等事项;其余两章则分别探讨了国际私法的渊源与本学科的一个重要概念——“冲突规范”。

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作者简介

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作者的主要专著有：《中国国际私法(英文版)》(法律出版社2010年版)、《不当得利的国际私法问题》(武汉大学出版社2006年版)，主要译著有：《法律选择与涉外司法》(北京大学出版社2007年版)、《如果你是平等主义者，为何如此富有？

》(北京大学出版社2009年版)、《媒体与信息伦理学》(北京大学出版社2009年版)：先后在"American Journal of Comparative Law", "Asian Pacific Law and Policy Journal", "Journal of Cambridge Studies", "Seoul

LawJournal"、《法学研究》、《法学评论》、《比较法研究》等国内外刊物上发表中、英文学术论文、译文及评论50余篇；其科研与教学成果曾获得湖北省第六届哲学社会科学优秀成果奖二等奖、北京市第十届哲学社会科学优秀成果奖二等奖、第五届中国高等学校科学研究优秀成果奖(人文社会科学)三等奖、中国政法大学第四届青年教师教学基本功大赛冠军等奖项。

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章节摘录

Compared with French doctrine, German doctrine on the scope of private international law (internationales privatrecht) is quite different, insofar as German scholars believe the law of nationality is public law rather than private law, and the rules concerning the legal status of foreigners in nature is internal law rather than international law. For this reason, the law of nationality, and the legal status of foreigners are not regarded as part of private international law in Germany. The scope of private international law, as a consequence, is much narrower. The scope of private international law has been much debated among legal scholars in China, as well as in the former Soviet Union and the countries of former socialist Eastern European Countries. To common law scholars, the issue of whether the field of private international law is confined to conflict rules, or also includes substantive international and domestic regulations on transnational civil and commercial matters, seems an unimportant one. The problem, however, has captures the interest and imagination of socialist legal academics, whose concern for the classification of laws into specific subject areas perhaps stems from, or is related to, a general tendency to compartmentalize and rationalize their fields of specification.

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