

# Contents

---

<i>List of contributors</i>	vii
1 The contractual status in context of the rule of law in China: from rational regulation to virtue recognition <i>Qi Tonghui</i>	1
2 Legal methods, legal certainty and the rule of law <i>Lei Lei</i>	25
3 The populism tendency in public governance and its legal resolutions – on the example of conflicts by the PX programs <i>Feng Hui</i>	58
4 The hermeneutic circle between constitutional and criminal norms: the conceptual integration between robbery accompanied with housebreaking in criminal law and the right to freedom in the home in constitutional law <i>Du Qiangqiang</i>	98
5 Between “public interest” and “private right”: rethinking criminal illegality cognition theory <i>Wang Zhiyuan</i>	124
6 The classical cases of necessity and the difficult problems of the law <i>He Peng</i>	147
7 System on air space utilization within Urban Planning Law <i>Xiao Jun</i>	170
8 Trade practice and unfair competition <i>Fan Changjun</i>	191
9 Suggestive construction on China’s use requirements for exercise of rights on registered trademarks – based on the corresponding legislations of the EU and its main Member States <i>Wang Fang</i>	212
10 Self-replicating technology and the application of patent exhaustion: focusing on genetically modified seeds <i>Que Zhanwen</i>	237

11	An investigation into the validity of the life insurance contract without the consent of the insurant <i>Yu Haichun</i>	250
12	On the combination of public interest litigation and private interest litigation – and the establishment of group litigation with Chinese characteristics <i>Huang Zhongshun</i>	272
13	United States Court for China: an alternative mode of extraterritoriality <i>Li Yang</i>	296
	<i>Index</i>	325