BIBLIOGRAPHY

ENGLISH MATERIALS

American Law Institute, Restatement of the Law—Conflict of Laws (Westlaw, 2012)
Bartin, E., Principles De Droit International Prive (Paris, 1930)
BIBLIOGRAPHY

Chen, Albert Hung-yee, An Introduction to the Legal System of the People's Republic of China (LexisNexis, 2004)
Cloherty, Daniel J., ‘Exclusive jurisdiction and the eleventh Amendment: Recognizing the Assumption of the State Court Availability in the Clear Statement Compromise’ (1994) 82 California Law Review 1287
Cooney, S., ‘Why Taiwan is not Hong Kong’ (1997) 6 Pacific Rim Law and Policy Journal 497
Coyle, F., ‘Rethinking Judgments Reciprocity’ (2014) 92 North Carolina Law Review 1109
Cromie, S., International Commercial Litigation (Butterworths, 1997)
BIBLIOGRAPHY


BIBLIOGRAPHY


Fry, J.D. ‘Desordre Public International under the New York Convention’ (2009) 8 Chinese Journal of International Law 81


BIBLIOGRAPHY

Huo, Zhengxin, Private International Law in China (China Law Press, 2010)
Juenger, Friedrich K., Choice of Law and Multistate Justice (Transnational Publishers, 2000)
Khodykin, R., Arbitration Law of Russia (New York, Juris, 2013)
Kuhne, G., ‘Choice of Law in Product Liability’ (1972) 60 California Law Review 1
BIBLIOGRAPHY

Li, Yuwen, The Judicial System and Reform in Post-Mao China (Ashgate Publishing, 2014)
Lo, Vai Io and Tian, Xiaowen, Law and Investment in China: The Legal and Business Environment after China’s WTO Accession (Routledge, 2005)
Lorenzen, E.G., ‘Enforcement of American Judgments Abroad’ (1919) 29 Yale Law Journal 188
McCaffrey, S.C. and Thomas O. Main, Transnational Litigation in Comparative Perspective (OUP, 2010)
Mann, Michael, ‘The Seventh Report of the Private International Law Committee on Domicile’ (1963) 12 International and Comparative Law Quarterly 1326
MAO Tse-Tung, Selected Work of Mao Tse-Tung, Vol. IV (1st ed., People’s Publishing House, Peking, 1961) (in English)
Maurer, A.G., Public Policy Exception under the New York Convention (New York, JurisNet, 2013)
Pecoraro, T.W., ‘Choice of Law in Litigation to Recover National Cultural Property’ (1990) 31 Virginia Journal of International Law 1
Pogue, R.W., ‘Exclusive Jurisdiction’ (1973) 43 Antitrust 313
Rose, Francis, (ed), Restitution and the Conflict of Laws (Mansfield, 1995)
BIBLIOGRAPHY


Wagner, W.J., ‘The Original and Exclusive Jurisdiction of the United States SPC’ (1952) 2 Louisiana University Law Journal 111
Wei, Li, ‘Judicial Interpretation in China’ (1997) 5 Willamette Journal of International Law and Dispute Resolution 87
Yeo, T.M., Choice of Law for Equitable Doctrines (OUP, 2004)
Zhang, Wenliang, Recognition and Enforcement of Foreign Judgments in China (Kluwer Law International, 2014)
Zhou, Yong, International Relations and Legal Cooperation in General Diplomacy and Consular Relations (Elsevier, 2014)

CHINESE MATERIALS

CAO Fagui, ’Xiamenshi Zhongji Renminfayuan Shewai Minshangshi Anjian de Shenli he Yanjiu [Adjudication of Foreign-Related Civil and Commercial Cases by the Xiamen Intermediate People’s Court]’, (2007) 3 Renmin Sifa [People Judicature] 46


BIBLIOGRAPHY

陈学斌，“刍议中国对专属经济区船舶污染的司法管辖权”，(2006) 2 《河北法学》118

陈亚芹，“论国际私法中合同责任和侵权责任竞合问题的处理”，(2008) 21 《云南大学学报法学版》129
CHEN Yong-can, ‘Jiedu Minshi Susongfa Xin Xiuding [Interpretation of the Amendment of the Civil Procedure Law]’

陈永灿，“解读民事诉讼法新修订” http://www.wjinco.com/cn/articles_show.asp?Articles_id=248 (accessed on 4 June 2013)


程德驹，王生，康明：《国际惯例和涉外实务》（中国青年出版社，1993）


程卫东，“论涉外不正当竞争的法律适用”，(1997) 58(2)《法商研究》31


丁伟，“我国涉外民事商事诉讼管辖权制度的完善”，(2006) 24 《政法论坛》152


董立坤：《国际私法》（修订版）（法律出版社，2000年版）


董勤，“涉外劳动争议中劳动法适用问题”，(2005) 11《江淮论坛》72

DU Huanfang, ‘Ruhe Queding yu Xingshi Shewai Minshangshi Guanxiazuan [How to determine jurisdiction in cross-border civil and commercial matters]’


杜焕芳，“中国法院涉外管辖权实证研究”，(2007) 26《法学家》152
BIBLIOGRAPHY


杜焕芳, “中国涉外物权法律适用规则之适用与完善”, (2013) 5《澳门法学》 23


杜万华, “加强监督指导促进司法和谐努力推动民事审判工作新发展——在成都, 汕头召开的民事审判专题座谈会上的讲话”, 2007, a Chinese version is available in chinalawinfo, reference code: CLT.3.110448


杜新丽, 《国际私法实务中的法律问题》(中信出版社, 2005)


费宗祎, 唐承元: 《中国司法协助的理论与实践》，(人民法院出版社 1992 年版)


冯霞, “我国国内地区民间商事送达制度的司法探索”, (2006) 8《人民司法》 79


冯霞, 《中国区际私法论》(人民法院出版社, 2006)


GUO Tin Yi, Jianmin Zhongguo Xiandaishi [A Brief of Modern Chinese History] (Shanghai People's Press, 2009)

郭廷义, 《简明中国现代史》(上海人民出版社, 2009)


郭玉军, 徐锦堂, “中国区际法律冲突解决路径探讨（下）”（2008）6（2）《时代法学》8

421
Zheng Sophia Tang, Yongping Xiao and Zhengxin Huo - 9781849808590
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422

Zheng Sophia Tang, Yongping Xiao and Zhengxin Huo - 9781849808590
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via free access

黄进，《国际私法》（第二版,中国法律出版社，2005）


黄良友,文庭婷, “网上公告送达制度研究”, (2013) 34《吉首大学学报：社会科学版》 114


黄秋丰, “中国应确立不方便法院制度”, (2010) 28《河北法学》 70


霍政欣,“无因管理的法律适用规则探究”, (2005) 17《安徽警官职业学院学报》1


霍政欣,《国际私法中的不当得利》武汉大学博士论文, 2005


贾宸浩,柳顺涛,“司法文书电子送达”, (2014) 2《理论学刊》107


蒋芬,金彭年,“论属人法在不当得利冲突规范中的应用”, (2011) 8《河北法学》64

JIN Peng-Nian, ‘Shewai Minshi Guanxi Falv Shiyongfa zhong de Budangdeli Guize [Unjust Enrichment in Applicable Law in Foreign-Related Civil Relationship Act]’, (2012) 2 Zhongguo Faxue [China Legal Science] 170

金彭年,“涉外民事关系法律适用法中的不当得利规则”, (2012) 2《中国法学》170


金彭年,章晓科,“无因管理法律适用新探”, (2001) 31《浙江大学学报：人文社科版》104


LI Guilian, Shen Jiaben Zhuan [Biography of Shen Jiaben] (China Law Press 2000)


李浩，《民事诉讼专属管辖制度研究》，(2009) 26 《法商研究》 94


李浩培，《国际民事程序法概论》，（法律出版社, 1996）

LI Li-Min, ‘Brief Study of the Quantitative Assessment of Judges’


Li Shuangyuan and Xie Shisong, Guoji minshisuongsu Gailun [An Introduction to International Civil Procedure] (Wuhan University Press 2001)

李双元, 谢石松：《国际民事诉讼导论》，武汉大学出版 2001 年版


李双元,《国际私法》（第二版, 北京大学出版社, 2007）


李涛, ‘涉外公路交通事故损害赔偿的法律适用问题研究’，(2004) 19 《河南省政法管理干部学院学报》 20


李旺, ‘国际私法中国籍和住所的确定’，(2010) 3 《法学杂志》 62


424

Zheng Sophia Tang, Yongqing Xiao and Zhengxin Huo - 9781849808590
Downloaded from Elgar Online at 01/01/2019 12:26:10AM via free access
BIBLIOGRAPHY

廖中洪， “协议管辖：问题、原因及其改革设想”， (2008) 10 《西南政法大学学报》 110
刘恩媛，“中国承认与执行外国判决的基础条件” ,(2008) 23 《法治》 63
刘力，“涉外继承案件专属管辖考”， (2009) 2《现代法学》 138
刘琳，“被盗文物跨国流转所有权争议法律适用规则探讨”，(2011) 9(1)《时代法学》 104
刘晓红，“论国际私法中对涉外合同责任与侵权责任竞合之处理”， (2001)《华东政法学院学报》 24
刘兴莉，“论我国海事侵权及船舶碰撞的法律适用”，(2002) 12《学术研究》 87
刘加良，“实现民事诉讼法全面修改的另一种视角—《仲裁法解释》 评介”，(2008) 20《山东警察学院学报》 29
LV Guo-Min, DAI Xia, etc., Guojisifa Chongtufa yu Shitifa [Private International Law: Conflict of Law and Substantive Law] (Zhongxin Chubanshe [CITIC Press], 2002)
吕国民, 戴霞, 郑远民《国际私法冲突法与实体法》(中信出版社, 2002)
MA Lingxia, ‘Lun Zuimixie Lianxi Yuanze de Jiazhi zai Woguo de Shixian [Demonstration of the Value of the Closest Connection Principle in China]’ in MA Hai Tao, LI Liang, Guoji Faxue de Lilun yu Shijian [The
BIBLIOGRAPHY

Jurisprudence and Practice of International Law] (China Legal Publishing House, 1991)

马灵霞, “论最密切联系原则的价值在我国的实现” 郭涛, 李亮 (编), 《国际法学的理论与实践》 (中国法制出版社, 1991)

MA Zhang-Kai, 'Comments on Network Copyright Disputes and the “Judicial Interpretation”


QI Aimin, HE Peiyu, 'Shewai Zhishi Chanquan Jiufen de Falv Shiyong [Applicable Law to the Foreign-Related Intellectual Property Disputes],


QU Tao, 'Guanyu Zhongguo Wuquanfa Zhidu Sheji de Sikao [Some Thoughts on the System of Chinese Property Law],


REN Fanghao, Guoji Tiaoyue zai Zhongguo Fayuan de Shiyong [Application of International Treaties in Chinese Courts], MPhil Thesis submitted to Zhengzhou University in 2007

任峰, 国际条约在中国法院的适用, MS thesis, 郑州大学, 2007


任雪峰, “关于涉港澳民商事案件司法文书送达问题若干规定”的理解与适用”,

(2009) 7 《人民司法》 20


沈建军主编: 《国际私法》 (中国社会科学文献出版社 2006 年版)


宋晓, “意思自治与物权冲突法”, (2012) 1 环球法律评论 77


宋锡祥, “内地与港澳区际民商事司法文书送达现状及其完善思考”, (2013) 15

《“一国两制”研究》 121
BIBLIOGRAPHY

SONG Xixiang, Guo (Qu) Ji Minsbangshi Sifâ Huodong de Chongtu yu Xietiao [Conflict and Coordination of Civil and Commercial Judicial Activities between Countries or Regions] (Law Press, 2014)

SONG Xixiang, WANG Hongyan, ‘Zhongguo Neidi yu Gang’ao Quji Haishi Shenpan Zhidao yu Yanjiu [Guidance and Study of China Foreign-Related Civil and Commercial Trial Work]’, in Huiyishang de Jianghua [Speech in the Conference of National Foreign-Related Civil and Commercial Trial Work], (2012) 11(1) Yiguo Liangzhi Yanjiu (Shehui Kexue Ban) [ Journal of Ocean University of Qingdao (Social Science)]

SONG Xixiang, WANG Guozheng, ‘On the Perfection of China’s System of Regional Jurisdiction’ (2002) 1 Zhongguo Haiyang Daxue Xuebao (Shixing)” (Xiugai Cao’an) de Shuoming’ [Explanation on the Civil Procedure Law of the People’s Republic of China (for Trial Implementation) (Amendment Draft)]


WANG Guozheng, ‘On the Perfection of China’s System of Regional Jurisdiction of Joint Defendants’ (2002) 1 Zhongguo Haiyang Daxue Xuebao (Shehui Kexue Ban) [Journal of Ocean University of Qingdao (Social Science)]

Zhang Hanbing, ‘Guanyu “Zhonghua Renmin Gongheguo Minshi Susongfa Shixing” (Xigui Cao’an) de Shuoming’ [Explanation on the Civil Procedure Law of the People’s Republic of China (for Trial Implementation) (Amendment Draft)], the 4th Meeting of the Seventh NPC, 2 April 1991
BIBLIOGRAPHY


WANG Jiwen, ‘Huhui Yuanze zai Panjue Chengren yu Zhixing Shang de 
Quxian [The Fallacy of the Principle of Reciprocity in Judgment Recognition and Enforcement]’, (2008) 15(3) Yunnan Daxue Xuebao (Faxue Ban) [Journal of Yunnan University (Law Edition)] 170

王吉文，“互惠原则在判决承认与执行上的缺陷”，(2008) 15(1)《云南大学学报 (法学版)》170

WANG Jiwen, ‘Lun Woguo Dui Waiguo Caipan Chengren yu Zhixing de 

王吉文，“论我国对外国判决承认与执行的互惠原则——以利益衡量方法为工具”，(2012) 6《法学家》154


王利民（主编），《民法》（人民大学出版社，2005）

WANG Qi, LU Jianhua, ‘Woguo Guonei Xieyi Guanxia Zhidu de Wanshan 
[Improving Chinese Domestic Prorogation Jurisdiction]’ (2009) Hainan 
Daxue Xuebao (Renwen Shehui Kexueban) [Hai Nan University Journal 
(Art and Social Science)] 167

王琦, 陆建华, “我国国内协议管辖制度的完善”, (2009) 2《海南大学学报: 
人文社会科学版》167

WANG Xiaoyan, Study on Domicile of Natural Person in Private International 
Law, PhD Dissertation, Southwest University of Political Science and Law 
(2009)

王晓燕，《国际私法中的自然人住所制度研究》，西南政法大学，博士论文 2009

WU Lijing, TIAN Xiaoyun, ‘Lun Neidi yu Xianggang Xiuanghu Zhixing 
Zhongcai Caijue de Falv Wenti [Legal Issues on Mutual Enforcement of 
Arbitral Awards between Mainland and Hong Kong]’, (2011) 3 Tequ Jingji 
[Special Zone Economy] 15

吴莉娅, 田晓云，“论内地与香港相互执行仲裁裁决的法律问题”，(2011) 3

《特区经济》15

WU Yi-Min, ‘Liangda Faxi zhong de Bufangbian Fayuan Yuanze ji zai 
Zhongguo de Heli Jiejian [Forum non conveniens in Two Legal Systems and 
its Adoption in China]’, (2008) 1 Xinan Zhengfa Daxue Xuebao [Journal of 
SWUPL] 2

吴一鸣,“两大法系中的不方便法院原则及在中国的合理借鉴”，(2008) 1《西南政法大学学报》2

428


肖蔚云（主编）,《一国两制与香港基本法律制度》（北京大学出版社，1990）


肖永平, “最密切联系原则在中国冲突法中的应用”，(1992) 3《中国社会科学》146


肖永平，《法理学视野下的冲突法》（北京：高等教育出版社，2008）


肖永平，《国际私法原理》（法律出版社，2003）


肖永平, 霍政欣, 不当得利的法律适用规则”，(2004) 26《法学研究》128


肖永平，《中国冲突法立法问题研究》（武汉大学出版社 1996 年版）


谢新胜，*条约与互惠缺失时中国判决对域外执行——以美国法院执行中国民商事判决第一案为视角*，(2010) 4《环球法律评论》152

BIBLIOGRAPHY

徐崇利，“‘九七’之后国际经济条约如何继续适用于香港”，(1997) 《中外法学》 104–110


许前飞, “再论中国法官的素质”, (2002) 1 《人民司法》 33


许前飞, “中国法官素质评析”, (2011) 9 《人民司法》 8

XU Yan, ‘Interpretation of the 2012 New Civil Procedure Law Part II’


XUE Hui, Zhongmei Pingxing Susong Wenti zhi Bijiao Yanjiu [Comparative Study of Parallel Proceedings between China and USA], MS Dissertation, Dalian Haishi University, submitted in 2007

薛辉，《中美平行诉讼问题之比较研究》，大连海事大学，硕士论文，2007

YAN Lin, ‘Guojisifa shang Ziranren Zhusuo Zhidu jiqi Jiejian Yiyi [Domicile of a Natural Person in Private International Law]’ ((2007) 16 Huaiyin Gongxueyuan Xuebao [Journal of Huai Yin Gong Xue Yuan] 31


姚壮, 任继圣, “论国际私法的对象与范围”, (1980) 3 《法学研究》

YU Fei, Yelun Jiejue Haixia Liang’an Minshangshi Falv Chongtu de Moshi [The Mode of Solving the Conflict of Civil and Commercial Laws in Cross-Strait]’, (2006) 91(1) Taiwan Yanjiu Jikan [Taiwan Research Quarterly] 8

ZENG Jianpin, ‘Budongchan Jiufen Zhuanshu Guanxia Tanxi [Study of exclusive jurisdiction on immovable property]’ (2008) 2 Xinan Nongye Daxue Xuebao (Shehui Kexue Ban) [South West Agriculture University Journal (Social Science)] 22  
BIBLIOGRAPHY


ZHANG, Xianming, ‘Zhengque Shenli Shewai Minshi Minshi Qieshi Weihu Shehui Gonggong Liyi [Trying the Foreign-related Civil Cases in an Appropriate Way to Safeguard the Social Public Interests, Answer of the Fourth Civil Division of the SPC to the Press]’, Renmin Fayuanbao [People’s Court Daily], 7 Jan. 2013

ZHAO Xianglin (ed), Guoji Sifa [Private International Law] (Press of China University of Political Science and Law 2011)

ZHAO Xianglin, Guoji Sifa Jiaoxue Anli Pingxi [Private International Law Case Study] (China CITIC Press 2006)


Zheng Sophia Tang, Yongping Xiao and Zhengxin Huo - 9781849808590
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