

<<用英语表达你的法律观点>>

图书基本信息

书名：<<用英语表达你的法律观点>>

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内容概要

本书是第四届全国高校法律英语大赛论文比赛优秀论文集。全书共收论文82篇，主要涉及法理学、宪法学、行政法学、刑事法学、刑事诉讼法学、民商法学、知识产权法学、国际法学和外国法学等。因此，根据论文的主题，本论文集分为五个部分：

- 第一部分是法理学及相关论文（Jurisprudence and concerned topic），共收录16篇论文；
- 第二部分是宪法和行政法学及相关论文（Administration Law and concerned topic），共收录7篇论文；
- 第三部分是刑法和刑事诉讼法学有关论文（Criminal Law and criminal procedure Law），共收录14篇论文；
- 第四部分是民商法、公司法和知识产权法（Civil law, commercial law and intellectual property law）等有关论文，共收录论文38篇；
- 第五部分是国际法和外国法（International law and foreign law）有关论文，共收录论文7篇。

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作者简介

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章节摘录

版权页： 3. Legal Basis of the Delegation of Certain Military Legislative Power The Legislation Law authorizes the People's Congress and its Standing Committee of provincial, autonomous regions, municipalities directly under the Central Government and major city level power to promulgate local regulations and their administrative branch rules within statutory region. (Article 63 and Article 72) The law also emphasizes that the content of such rules and regulations should lie within the authority of its maker, and at the same time corresponds with the spirit of laws and administrative regulations promulgated by National People's Congress and State Council. According to Article 107 of the Constitution, local people's government above county level are entitled to "administrate the economic, educational, scientific, cultural, hygiene, gymnastic, urban and rural construction, fiscal, people's affair, public security, ethnic, judicifia, family planning work, and other related work by making decisions and issuing orders. " Though no direct reference of the word "national defense" in plaintext, it is partial to say the least if we are to exclude national defense from the local government's built-in functions. According to Law of People's Republic of China on National Defense, the definition of "national defense activity" consists of not only military campaign, but also paramilitary activities including related political, economical, scientific, and even educational affairs. These paramilitary activities are, to a great extent, within the responsibility of the government's administration spectrum, and therefore should be classified as the government's national defense responsibilities. When discussing whether local governments should have military legislative power, we should draw our attention to the duality of this particular power, keeping in mind that it consists of two parts, viz. national defense legislation and legislation in the army. "National defense legislation refers specially to the making of national defense laws and regulations by legislature of state (the National People's Congress and its standing committee) and state government agency (the State Council), while legislation in the army refers to authorized military institutions' activity of issuing military rules and regulations. " As a result, military legislative power can be divided correspondingly into two parts--army legislative power and national defense legislative power.

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媒体关注与评论

用英语表达法律观点应做到——选好题，有条理，再自然地表达。

法律英语学习最终能否蔚然成风，取决于学校能否创出品牌。

如果有好的品牌，用人单位自然会纷至沓来，学生学习的劲头也会空前高涨。

——中国社科院法学所兼职教授朱伟一博士 学英语难，学法律英语则是难上加难。

其实，不仅中国人以为难，外国人也以为难，甚至连一些以英语为母语的人都会把法律英语称为“外语”。

——中国人民大学法学院教授、美国西北大学法学博士何家弘教授

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编辑推荐

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