

TABLE OF CONTENTS

目 录

乡村振兴下生态旅游发展的法治困境及对策 The Legal Dilemma and Countermeasures of Ecotourism Development under Rural Revitalization	
王诗雨	4625
地方社会信用体系法治化建设路径研究 Research on Path of the Legalization Construction of Local Social Credit System	
王涵	4631
犯罪附随后果制度规范化研究 Study on the Normalisation of the System of Collateral Consequences of Crime	
黄晨洁	4638
海洋微塑料污染国际法规制的困境及出路 Dilemmas and Ways Out of the International Law Regulation for Marine Micro-Plastic Pollution	
何枫	4646
企业合规不起诉制度探究 Research on the Corporate Compliance Non-Prosecution System	
陈凯歌	4651
乡村生态环境保护地方立法困境及对策探究 Research on the Dilemma and Countermeasures of Local Legislation of Rural Ecological Environmental Protection	
凌海军, 车婧宜, 康瑞超	4657
欧盟质量型选择性分销协议适用 Metro 标准合理规则的困境 The Dilemma of Applying the Appropriate Rules of the Metro Criteria to the EU Qualitative Selective Distribution Agreement	
张益驰	4663
乡村治理中的人民调解研究 A Study on Rural People's Mediation	
刘清宇	4669
量刑建议制度下的检察官主导作用 The Leading Role of Prosecutors under the Sentencing Recommendation System	
王秀	4676

劳动者个人信息权法律保护研究

Research on the Legal Protection of Workers' Personal Information Rights

陈罗霏 4682

全面注册制下“看门人”机制的反思与重构

Reflection and Reconstruction of “Gatekeeper” Mechanism under Full Registration System

丁德鸿 4689

夫妻共有网络虚拟财产的分割问题

The Problem of Division of Virtual Property of Husband and Wife

罗月 4696

论行政法基本原则中合理行政原则的适用

On the Application of Rational Administrative Principle in the Basic Principles of Administrative Law

孟利超 4701

现代法治条件下“亲亲相隐”制度及其转化

Under the Modern Rule of Law, the System of “Relatives and Relatives Hiding Each Other” and Its Transformation

陶园媛 4708

企业自行监测与“不得强迫自证其罪”的冲突和解决

The Conflict and Resolution between Enterprise Self-Monitoring and “No Forced Self-Incrimination”

丁相中 4713

数字人民币应用下的法律风险分析与防范

Legal Risk Analysis and Prevention under the Application of Digital Currency Electronic Payment

张林杰 4720

论民事虚假诉讼中案外第三人的权利保护

On the Protection of the Rights of the Third Party Outside the Case in Civil False Action

陈志军 4727

数字时代个人信息保护的法律困境与路径研究

Research on Legal Dilemma and Path of Personal Information Protection in Digital Age

邓斯月 4733

新闻舆论监督的法治路径思考

Reflection on the Legal Path of News Public Opinion Supervision

王子越 4739

高校学生伤害事故中法律责任探究

Exploration of Legal Liability in Injury Accidents of College Students

祝叶惠 4745

新时代中国药品专利链接制度的变革 China's Reform of the Pharmaceutical Patent Linkage System in the New Era	
崔羽纯	4751
大数据时代下知识产权的法律保护探究 Legal Protection of Intellectual Property in the Era of Big Data	
向前会	4759
网络广告屏蔽行为的正当性判定 The Legitimacy Judgment of the Online Advertising Shielding Behavior	
李智鲲	4765
经营者集中实体审查制度研究 Research on Entity Examination System of Concentration of Business	
苏卓然	4772
法律商谈论视野下我国教育法典编纂方法研究 Research on the Compilation Method of China's Education Code from the Perspective of Legal Negotiation Theory	
张锦超	4780
探索罗马私法的精神实质与深层次意义 Exploring the Essence and Profound Significance of Roman Private Law	
秦霄羽	4789
《气象法》的功能剖析与实现 Function Analysis and Realization of Meteorological Law	
林沈娟	4795
论作为义务来源中先行行为范围的限定 The Restriction on Advance Behavior of Obligation Source	
陈琛	4804
西部陆海新通道背景下数字物流建设的法治保障 Legal Guarantee for Digital Logistics Construction under the Background of the New Land-Sea Corridor in the West	
唐玉梅	4811
慕课教育模式下著作权保护制度研究 Research on Copyright Protection System under the MOOC Education Model	
封梦媛	4817
非立法性规则在失信惩戒行政诉讼中的可诉性分析 Analysis of the Actionability of Non-Legislative Rules in Administrative Litigation for Punishing Breach of Faith	
赵健翔	4822

计算机软件知识产权保护研究

Research on Intellectual Property Protection of Computer Software

刘亚丽 4827

我国生态环境损害赔偿金管理模式选择及其制度构建

China's Ecological Environment Damage Compensation Management Mode Selection and Its System Construction

赵黎星 4832

大数据时代网络著作权保护的法律问题研究

Research on Legal Issues of Network Copyright Protection in the Era of Big Data

胡瑞竹, 杨达 4841

论假冒注册商标罪中“同一种服务”的认定

On the Determination of “The Same Kind of Service” in the Crime of Counterfeiting Registered Trademarks

王加贵 4846

老年“数字弱势群体”社会融入问题研究

Research on the Social Integration of the Elderly “Digital Vulnerable Group”

雷攀 4855

反垄断检察民事公益诉讼受案范围之确定

Determination of the Scope of Accepting Cases in Civil Public Interest Litigation of Anti-Monopoly Prosecution

严煌婷 4862

陪审制度中人民陪审员职权范围调整的路径分析

Path Analysis of the Adjustment of the Terms of Reference of People's Jurors in the Jury System

伍晨 4870

论个人在国际法中的主体地位

On the Subjective Status of Individuals in International Law

王俊 4878

审前社会服务令制度研究

The Institutional Research on Pre-Trial Community Service Order

冯琳婷 4883

行政诉讼中原告主体资格之“利害关系”的认定

The Identification of the “Interest Relationship” of the Plaintiff's Subject Qualification in Administrative Litigation

陈星谕 4888

标准必要专利许可中的不公平高价及反垄断规制

Unfairly High Prices and Antitrust Regulations in SEP Licensing

郑瑜 4894

诉讼离婚的法定标准研究 Research on the Legal Standards for Litigation Divorce	
李文华	4899
数字时代电信网络诈骗治理困境与对策研究 Research on Dilemma and Countermeasures of Telecom Network Fraud Management in Digital Age	
勾旭双, 杨达	4905
上市公司治理中董事监督义务构造研究 Research on the Construction of Supervisory Obligations of Directors in the Governance of Listed Companies	
马赛	4911
论认罪认罚案件中被告人的上诉权 On the Defendant's Right of Appeal in the Case of Pleading Guilty and Admitting Punishment	
孔令伊	4916
论律师与检察官、法官关系的法律规范 The Legal Regulation of Relations between Lawyers and Prosecutors and Judges	
王惜筱	4923
自动驾驶汽车交通事故侵权法律适用研究 Study on the Application of Law of Tort in Traffic Accidents of Autonomous Vehicle	
李利婷	4929
关于《宋刑统》中的婚姻制度浅析 A Brief Analysis of the Marriage Clauses of "Song Xingtong Law"	
胡一丹	4936
《环境法典》编纂之污染控制编研究 Research on Pollution Control Compilation of the <i>Environmental Code</i>	
陈馨然	4942
超说明书用药风险的法律规制 The Legal Regulation of the Risk of Off-Label Drug Use	
葛章志, 贡子然	4947
破产程序中涉刑债权成立和清偿的认定 The Determination of the Establishment and Liquidation of Criminal Claims in Bankruptcy Proceedings	
帅欣	4953
论产品责任中生产者、销售者责任之归责原则认定 On the Attribution Principle of Producer and Seller Liability in Product Liability	
洪静怡	4965

论私法公法化背景下公共地役权的立法路径

On the Legislative Path of Public Easement under the Background of Public Legalization of Private Law

李孝群 4973

数字伦理下生成式人工智能服务的法律规制

Legal Regulation of Generative AI Services under Digital Ethics

郭新颖, 付思齐, 赵志敏 4979

刑法中因果关系理论发展研究

Research on the Development of Causation Theory in Criminal Law

魏宽 4987

《联合国海洋法公约》缔结 40 年我国海洋的法治建设

40 Years of China's Legal Construction of the Ocean under the United Nations Convention on the Law of the Sea

吕程凯 4995

垄断协议与垄断条款的区分研究

The Study on Distinction between Monopoly Agreements and Monopoly Clauses

姜梓枫 5000

《反不正当竞争法》一般条款在企业数据爬取行为中的适用

Application of General Provisions of Anti Unfair Competition Law in Enterprise Data Crawling

陈墨超 5006

人工智能生成物的可版权性及其著作权归属

The Copyright Ability of Artificial Intelligence Products and Their Copyright Ownership

吴一飞 5014

侵害个人信息权益精神损害赔偿研究综述

Literature Review on Compensation for Mental Damages Caused by the Infringement of Personal Information Rights and Interests

黄笑语 5020

法官与其他法律职业人员的协同工作

The Collaborative Work of Judges with Other Members of the Legal Profession

刘琪 5028

国际法视野下气候难民的困境及出路

The Plights and Solutions of Climate Refugees from the Perspective of International Law

刘清菁 5035

大模型时代智能电动代步轮椅的交通执法问题与法律治理初步探析

Preliminary Analysis of Traffic Law Enforcement and Legal Governance of Intelligent Electric Mobility Scooters in the Era of Large Models

袁俊杰 5041

生成式人工智能创作物的侵权责任界定探析

An Analysis on the Definition of Tort Liability for Generative Artificial Intelligence Creations

秦俊龙 5046

中日环境行政诉讼原告资格对比

Comparison of Plaintiff Qualifications in Environmental Administrative Litigation between China and Japan

高书沅, 李莉 5052

RCEP 规则框架下中国知识产权制度的完善建议

Suggestions for the Improvement of China's Intellectual Property System under the RCEP Rule Framework

褚相赫 5064

股东代表诉讼制度中小股东利益保护的困境及其突破

The Dilemma and Breakthrough of the Interest Protection of Minority Shareholders in the Shareholder Representative Litigation System

潘苏黎 5072

执行和解协议及实操程序之检视

Review of the Implementation of the Settlement Agreement and Practical Procedures

黄森林 5081

论中国教育惩戒法规的演变历程及当前困境

On the Evolution and Current Predicament of Chinese Educational Disciplinary Laws and Regulations

潘知涵 5086

寻衅滋事型网络谣言的刑法规制

Criminal Laws and Regulations on Provocative Internet Rumors

黄晓锐 5092

数字经济时代下民商法的适应与发展

The Adaptation and Development of Civil and Commercial Law in the Era of Digital Economy

班兆香君 5099

刑事诉讼指定管辖制度研究

Study on the System of Designated Jurisdiction in Criminal Procedure

杨佳馨 5104

我国成人意定监护制度研究

Research on Adult Voluntary Guardianship System in Our Country

杨佳琪 5110

自媒体时代短视频的侵权问题探析

Analysis on Infringement of Short Video in We-Media Era

王盼盼 5117

云南民族地区双语诉讼的现状与完善建议

Current Situation of Bilingual Litigation in Yunnan Ethnic Areas and Suggestions for Improvement

普克树 5123

文本与数据挖掘著作权合理使用分析及其认定

Copyright Fair Use Analysis and Determination of Text and Data Mining

王思涵 5130

论先履行抗辩权

Discussion on Rights to Suspend Prior to Performance

施兆祯 5136

分包合同背靠背条款效力研究

Research on the Validity of Back-to-Back Clauses of Subcontracts

张橄 5144

强制医疗合议庭组成样态与修正研究

Reflections on the Composition Model of Compulsory Medical Collegial Panels

田华周 5154

民营企业产权保护视域下非法吸收公众存款罪的扩张与纠偏

**The Expansion and Correction of the Crime of Illegally Absorbing Public Deposits
from the Perspective of Private Enterprise Property Rights Protection**

李新月 5160

认缴制下股东出资责任加速到期法律问题研究

**Research on the Legal Issues of Accelerating the Maturity of Shareholders' Capital
Contribution Liability under the Subscription System**

帅樊鑫 5166

影视行业个人所得税流失问题的法律对策研究

Research on the Legal Countermeasures of Personal Income Tax Loss in Film and Television Industry

陈雪燕 5177

人工智能算法侵害的立法规制机制研究

Research on the Legislative Mechanism of Artificial Intelligence Algorithm Infringement

陈思羽 5185

新时代农村地区法律援助制度问题探究

Exploration of Legal Aid System in Rural Areas in the New Era

张旭玲 5192

著作权法视角下生成式人工智能产物的权益确认与保护

**Recognition and Protection of Interests in Generative Artificial Intelligence Products
under the Perspective of Copyright Law**

卜令洁 5198

AI 诈骗面临的刑法问题及其干预限度 Criminal Law Problems and Intervention Limits Faced by AI Fraud	
吴晓	5206
算法推荐下解释制度的优化路径研究 Research on the Optimization Path of the Interpretation System under Algorithmic Recommendation	
林曼	5213
税收法定原则的制度逻辑和实践路径 Institutional Logic and Practical Path of the Principle of Statutory Taxation	
安子扬	5220
刑事从业禁止制度在证券犯罪中可适用性分析 The Applicability Analysis of the Prohibition System of Criminal Employment in Securities Crime	
谢淼	5228
上下班途中工伤认定的法律思考 Legal Thinking on the Identification of Get off Work-Related Injuries on the Way to and from Work	
李文伊	5237
董事责任保险制度的本土化进路 Localization of D&O Insurance System	
黄丽诗	5248
数字时代企业合并控制的路径研究 Study on the Path of Corporate Merger Control in the Digital Era	
丘沐菡	5256
浅析法律移植的原因 A Brief Analysis of the Reasons for Legal Transplantation	
董亚男	5262
论渔业法第四十六条情节严重认定标准研究 Study on the Criteria for Determining the Seriousness of Circumstances in Article 46 of the Fisheries Law	
刘波, 裴兆斌	5267
类型化股东协议与股东会决议关系之辩 Debate on the Relationship between Typed Shareholders' Agreements and Shareholders' Resolutions	
马晓东	5273
京津冀区域个人信息犯罪协同治理研究 Research on Collaborative Governance of Personal Information Crimes in Beijing-Tianjin-Hebei Region	
陈莹, 李蕊	5279

监察程序中非法证据排除规则的适用困境及完善

**Dilemma and Improvement of the Application of the Rules for
Excluding Illegal Evidence in Supervision Procedures**

王钰 5287

浅析非政府组织国际环境法视域下的主体资格

**A Brief Analysis of the Subject Qualification of Non-Governmental Organizations
from the Perspective of International Environmental Law**

龚哲楠 5294

网络文化法治建设的实现路径研究

Research on the Implementation Path of Legal Construction in Network Culture

温蕾铃, 乔辰璐 5299

刑事诉讼管辖异议制度之探索

Exploration on the Objection System of Criminal Procedure Jurisdiction

江悦 5305

私法自治影响下的税收确定性研究

Research on Tax Certainty under the Influence of Private Law Autonomy

黄祥林 5311

刑事司法中经验法则适用的现状与反思

Current Situation and Reflection on the Application of the Rule of Thumb in Criminal Justice

陈梅 5317

现代企业工伤保险制度问题分析与预防对策研究

**Analysis on the Problems of Modern Enterprise Work Injury
Insurance System and Research on Preventive Measures**

李怡菲, 常晓云 5324

论表演者权的法律保护研究

Research on the Legal Protection of Performers' Right

黄淑莹, 问清泓 5331

我国“违约方司法解除权”的演进及未来发展

The Evolution and Future Development of the “Defaulting Party’s Right to Judicial Discharge” in China

金婧 5337

气候难民国际法保护的挑战及应对

Challenges and Responses to the Protection of Climate Refugees under International Law

崔维青 5343

过度维权与敲诈勒索罪的区分

The Distinction between Excessive Rights Protection and the Crime of Extortion

吴晓, 李运才 5348

运动员负有照护职责人员评价与监督体系构建

Construction of Evaluation and Supervision System of Personnel Responsible for Taking Care of Athletes

唐聪煊, 王奇奇 5355

网络隐私权行政法保护探究

Research on the Protection of Network Privacy by Administrative Law

谢光莲 5362

紧急仲裁员制度的特征研究

A Study on the Characteristics of the Emergency Arbitrator System

陆飞, 缪旭光 5368

正当防卫“合理相信因素”的认定

Determination of the “Reasonable Belief Factor” in Self-Defense

林婉莹 5375

浅析人工智能生成物著作权保护

Analysis of Copyright Protection of Artificial Intelligence Products

周航 5381

互联网平台企业的滥用市场支配地位行为的认定与规制

Identification and Regulation of Abuse of Market Dominance by Internet Platform Enterprises

何小义 5387

论商事登记中商主体资格与营业资格的合一与分离

On the Unification and Separation of Business Subject Qualification and Business Qualification in Commercial Registration

柳妍妍 5394

碳排放数据造假环境公益诉讼规制路径探析

Environmental Public Interest Litigation: The Regulatory Path of Falsifying Carbon Emission Report Data

王镔霖 5402

婚内侵权损害救济问题研究

Research on Remedies for Marital Tort Damages

盛笑笑 5413

涉外物权法律适用意思自治引入的合理性及适用空间

Reasonableness of the Introduction of Meaningful Autonomy in the Application of Foreign Property Laws and the Space for Its Application

广珊珊 5419

类型化视角下网络游戏直播画面的著作权归属问题

Copyright Attribution of Online Game Live Screens under the Perspective of Typecasting

林汶欣 5425

我国预防性刑事立法及其合理性探讨

Discussion on Preventive Criminal Legislation and Its Rationality in China

陈静 5431

自动化行政中的风险及法律应对

Risk and Legal Response in Automated Administration

肖莲华 5438

乡村振兴与乡村善治：理性认识基础上的融贯交互

**Rural Revitalization and Good Governance of Villages and Towns:
Integration and Interaction Based on Rational Understanding**

方远康, 李杰 5445

区域一体化及对外关系构建的国际法基础

The International Law Foundation of Regional Integration and Foreign Relations Construction

张宇, 杨达 5452

合同诈骗罪实务问题探讨——基于 50 份判决书的分析

Discussion on Practical Issues of Contract Fraud Crime—Based on an Analysis of 50 Judgments

陈梓翰 5458

个人信息权利作为宪法基本权利的证成

Proof of Personal Information Rights as a Fundamental Constitutional Right

刘念, 秦月岩 5465

对“公共安全”中“安全”的目的论限缩之反驳

Refutation of the Teleological Restriction on the Meaning of “Safety” in “Public Safety”

芦子帅 5471

中小企业重整实践的困境与破解

The Dilemma of SME Restructuring Practice and Its Crack

吴倩倩 5477

夫妻公司适用一人公司人格否认制度的思考

**Thinking of Applying One Person Corporate Personality Denial System
to Husband and Wife Company**

乐艺谋, 张露 5484

民法典视野下夫妻一方交通事故侵权之债认定规则探究

**Research on the Recognition Rules of Debt in Traffic Accident Infringement
by One Party of a Couple from the Perspective of the Civil Code**

高倩文 5493

视频二次创作合理使用边界的认定

Determining the Boundaries of Fair Use for Secondary Creation of Video

王瀛锷 5501

智媒体时代数据隐私的法律保护研究

Research on Legal Protection of Data Privacy in the Age of Intelligent Media

张一帆.....5512

相对人的政府信息公开申请权问题研究

Research on the Right of Opposite Parties to Apply for Government Information Disclosure

董燕飞.....5519

论合伙型私募基金有限合伙人退伙财产请求权的实现

On the Right of Limited Partners to Withdraw Property in Partnership Private Equity Funds

黄若煊.....5533

通报之公布违法事实的行政可诉性分析

Administrative Actionable Analysis of the Disclosure of Illegal Facts in Notification

胡玉洁.....5540

机动车交通事故中夫妻间人身侵权问题研究

Research on Personal Tort between Husband and Wife in Motor Vehicle Traffic Accidents

胡骏.....5545

民法典视域下居住权制度的体系阐释及其价值功能

The System Interpretation of Residence Right System and Its Value Function under the Vision of Civil Code

徐雪.....5551

绿色“一带一路”语境下中国－东盟气候治理合作机制研究

Research on China-ASEAN Climate Governance Co-Operation Mechanism in the Context of Green Belt and Road

王璐瑶.....5557

内自同城化法治背景下营商环境之司法方案

Judicial Plan of the Business Environment under the Background of the Rule of Law in the Same City

周密, 缪铨.....5566

公益诉讼中司法警察职能定位研究

Research on the Function Orientation of Judicial Police in Public Interest Litigation

李茜汶.....5573

文字剧本杀产业乱象：实证研究与法律治理

Industry Chaos of Text Script Kill: Empirical Research and Legal Governance

陆嘉彤, 胡佳慧, 武艺琳, 吴常蕾.....5580

文化遗产保护行政公益诉讼制度研究

Research on the Administrative Public Interest Litigation System for the Protection of Cultural Heritage

杨思平.....5588

污染物排放标准对碳排放标准的司法功能借鉴与延伸

Reference and Extension of Pollutant Emission Standards to the Judicial Function of Carbon Emission Standards

石鑫鉴.....5596

诉源治理视野下司法确认制度的完善

Perfection of Judicial Confirmation System from the Perspective of Litigation Source Governance

崔霖庆, 刘秀明.....5608

浅析儒家思想对中国古代刑法制度的影响

A Brief Analysis of the Influence of Confucianism on the Ancient Chinese Criminal Law System

朱晓琳, 张书华.....5616

财产犯罪的保护法益再研究

Further Study on the Protection of Legal Interests in Property Crimes

张奎.....5623

认罪认罚与企业刑事合规制度的构建

Construction of Confession and Punishment and Corporate Criminal Compliance System

尤京涛.....5629

专利侵权等同原则中“容易联想”要件的适用研究

Research on the Application of “Be Easy to Associate” of the Doctrine of Equivalents in Patent Infringement

徐紫笛.....5636

我国环境行政公益诉讼诉前程序探讨

Discussion on Pre-Litigation Procedures for Environmental Administrative Public Interest Litigation in China

吕晓毓.....5644

从传统到现代：网络犯罪对刑法体系的影响及应对措施

From Tradition to Modernity: The Impact of Cybercrime on the Criminal Law System and Countermeasures

韩单位.....5651

全球数据跨境流动治理研究综述

A Review of Research on the Governance of Global Cross-Border Data Flows

田应鑫.....5657

串通投标罪的司法认定问题研究

Research on the Judicial Determination of the Crime of Bidding Collusion

陈彦妃.....5666

论我国行政执法责任制的完善

On the Improvement of China’s Administrative Law Enforcement Responsibility System

李明琴.....5671

NFT 数字作品交易中发行权用尽原则的适用

Research on Copyright Issues in NFT Digital Works Transaction

杨春华.....5678

数字化时代下的隐私权与数据的法律保护

Legal Protection of Privacy and Data in the Digital Age

王莹.....5684

目的解释方法之“目的”辨析

The “Purpose” of the Purpose Interpretation

陈明燕.....5690

数据犯罪困境及治理进路探索

Data Crime Dilemma and Governance Approach Exploration

张迪.....5695

集体商标“莆田鞋”之法律正负效应的并存

The Co-Existence of Legal Positive and Negative Effects of Collective Trademark “Putian Shoes”

魏晓萱.....5701

刑事庭前会议主持人的选择：综述与展望

The Selection of Hosts for Criminal Pretrial Meetings: A Review and Prospect

郑菊.....5706

刑事缺席审判程序与违法所得没收程序的关系与衔接

The Relationship and Connection between Criminal Absenteeism Trial Procedure and Illegal Income Confiscation Procedure

曹飞跃.....5712

论人工智能创作物的著作权保护

On Copyright Protection of Artificial Intelligence Creations

万菊.....5722

论房屋承租人的优先购买权

On the Right of First Refusal for Housing Tenants

曾时.....5729

刑事附带民事公益诉讼基础研究

Basic Research on Criminal Incidental Civil Public Interest Litigation

裴乐莹.....5734

水下文化遗产保护问题研究

Research on the Protection of Underwater Cultural Heritage

徐明瑜.....5741

预备行为实行化的立法分析

Legislative Analysis of Implementation of Preparatory Acts

谢歆悦.....5746

合同绿色义务的履行研究 Research on the Performance of Green Obligations in Contracts	
黄铭萱.....	5752
统一大市场视域下政府消费券法律问题初探 A Preliminary Study on the Legal Issues of Government Consumption Vouchers from the Perspective of Unified Large Market	
李长江.....	5759
紧急避险与生命价值的衡量 Necessity Defense and the Measurement of Life Value	
戴永金.....	5765
《监察法》中被调查人权利保障立法问题研究 Research on the Legislative Issue of the Protection of the Rights of the Respondents in the Supervision Law	
潘冉冉.....	5770
教育培训课程的法律风险及规制 Legal Risks and Regulations in Education and Training Courses	
罗金.....	5777
新闻报道名誉侵权抗辩之合理核实义务研究 Research on the Reasonable Verification Obligation of Defense against Reputation Infringement of News Reports	
李佳灿.....	5785
网络诽谤行为的刑法规制研究 Study on the Criminal Law Regime of Internet Defamation Behavior	
吕露.....	5793
对古代法治思想的批判性借鉴 Critical Reference to Ancient Rule of Law Thought	
王江格.....	5798
数字政府时代背景下算法行政的风险及其防控 Risk and Prevention of Algorithmic Administration in the Digital Government Era	
胡漫琦.....	5804
电商平台知识产权恶意投诉的法律规制 Legal Regulation of Malicious Complaint of Intellectual Property Rights of E-Commerce Platform	
吴湾湾.....	5811
信息时代公民隐私权保护的问题研究 Research on the Protection of Citizens' Right to Privacy in the Information Age	
杨念敏.....	5818

规范性文件司法审查的内容抵触判断标准研究 Research on the Criteria for Judging the Content Contradiction of Judicial Review of Normative Documents	
李鑫华.....	5823
个人破产豁免财产的认定问题研究 Research on the Identification of Exempt Property in Personal Bankruptcy	
洪俊哲.....	5831
未成年人犯罪现状与预防对策：以江苏省为例 Current Situation of Adult Crime and Preventive Measures: A Case Study of Jiangsu Province	
殷聪.....	5838
数字空间中不正当竞争行为的法律规制 Legal Regulation of Acts of Unfair Competition in the Digital Space	
王巍, 曹科.....	5844
刑事诉讼中《价格认定结论书》的证据属性分析 Analysis of the Evidentiary Attributes of "Price Determination Conclusion" in Criminal Proceedings	
张鹏.....	5849
有声读物的版权保护风险与应对研究 Research on Copyright Protection Risks of Audio Books and Countermeasures	
赵玉茹.....	5854
新《体育法》实施背景下我国学校体育高质量发展的机遇与挑战 The Opportunities and Challenges of the High Quality Development of School Sports in China under the Background of the Implementation of the New Sports Law	
代艺星.....	5862
网络公益众筹法律规制研究 Research on Legal Regulation of Network Public Welfare Crowdfunding	
于仪.....	5867
外来物种入侵的立法规制研究 Research on Legislative Regulation of Alien Species Invasion	
祭鑫森.....	5872
消费民事公益诉讼惩罚性赔偿制度研究 Research on Punitive Compensation System of Consumer Civil Public Interest Litigation	
王瑜.....	5878
电子病历引发的个人信息保护研究 Study on the Protection of Personal Information Arising from Electronic Medical Records	
向阳.....	5884

唐代保辜制度的特点研究

Study on the Characteristics of the Victim Protection System in Tang Dynasty

陈翠婷.....5891

论死刑复核程序的强制辩护

Research on the Compulsory Defense of Death Penalty Review Procedure

许秀.....5898

土地经营权抵押权之法律问题研究

A Study on the Legal Issues of the Mortgage of Land Management Rights

陈迪会.....5904

婚礼现场布置的著作权问题研究

Research on Copyright of Wedding Scene Layout

胡萱.....5910

浅析我国刑诉中的专家辅助人制度

A Brief Analysis of the Expert Assistant System in China's Criminal Litigation

胡国庆.....5917

我国妇女权益保护公益诉讼的实践与完善

Practice and Improvement of Public Interest Litigation for the Protection of Women's Rights and Interests in China

马银骏.....5923

论《拿破仑法典》的法制统一原则

On the Principle of Legal Unity in the *Napoleonic Code*

王泽华.....5929

医疗说明义务及其法律责任研究

Research on the Obligation of Medical Instructions and Its Legal Liability

陈清华.....5935

当高空抛物再遇以危险方法危害公共安全罪：是对历史的勘正还是对法网的编织

When the Crime of Throwing Objects at High Altitude Is Faced with the Crime of Endangering Public Security by Dangerous Means: Correction of History or Weaving of the Legal Net

傅凌云.....5941

行政复议权相对集中改革引发发展瓶颈及解决路径

The Relatively Concentrated Reform of Administrative Reconsideration Power Leads to the Development Bottleneck and the Solution Path

杨芳.....5950

探讨我国刑事电子证据规则体系的构建背景

Discussion on the Background of Constructing the System of Criminal Electronic Evidence Rules in China

曾少秋.....5956

浅论我国刑事诉讼法之管辖权异议制度的构建 A Brief Discussion on the Construction of Jurisdictional Objection System of China's Criminal Procedure Law	
李竞阳.....	5964
网络游戏著作权侵权判定研究 Research on Online Game Copyright Infringement Judgment	
徐梦蕾.....	5972
农村集体经济组织股权继承问题在章程中的规范表达 Regulatory Expression in the Statutes of Rural Collective Economic Organizations of the Issue of Succession of Shareholdings	
程操.....	5983
国际保理中应收账款让与的法律适用问题研究 Research on the Application of Law in the Assignment of Accounts Receivable in International Factoring	
洪佳慧.....	5990
论我国个人重整制度的程序构建 On the Procedural Establishment of China's Individual Reorganization System	
孙宇晖.....	5996
催收非法债务罪的司法适用限缩研究 Research on the Limitation of Judicial Application of the Crime of Collecting Illegal Debts	
王力滔.....	6003
环境健康权保护的理論路径探析 Study on the Theoretical Path of Environmental Health Right Protection	
李凤.....	6009
数字时代未成年人犯罪及其预防 Juvenile Delinquency and Its Prevention in Digital Age	
方允强.....	6015
离结率高趋势下我国离婚冷静期制度完善之探析 Analysis of the Perfection of Divorce Cooling-Off Period System in China under the Trend of High Separation Rate	
张舒.....	6021
刑事一体化视角下的犯罪构成 The Constitution of Crime from the Perspective of Criminal Integration	
谭嘉妮.....	6029
我国审判委员会制度的意义与局限性 The Significance and Limitation of the Judicial Committee System in China	
杜晨, 王卫东.....	6035

婚内夫妻共同财产分割制度研究及完善

Research and Improvement of the System of Division of Joint Property between Husband and Wife within Marriage

张灿灿.....6041

浅析网络著作权的侵权问题

A Brief Analysis of the Infringement of Online Copyright

付丽娟.....6047

新时代大学生网络犯罪的现状和预防对策探析

Analysis on the Current Situation and Preventive Countermeasures of Cyber Crime among College Students in the New Era

石晗, 郑礼平.....6054

逃离管制行为构成拒不执行判决、裁定罪

Escaping from Control Constitutes the Crime of Refusing to Execute Judgments or Rulings

玛克丽亚·多尔肯.....6060

全球海洋治理：从目标共识凝聚到法律规制完善

Global Ocean Governance: From Coherence of Goals and Consensus to Improvement of Legal Regulations

熊念.....6065

论人脸信息删除权

On the Right to Delete Facial Information

周雨婷.....6070

污染环境罪司法适用问题及其进路

Judicial Application of Environmental Pollution Crime and Its Approach

王亚琳.....6083

慎诉背景下“帮信罪”不起诉适用之检视

Review on the Application of Non-Prosecution for the Crime of Helping Trust under the Background of Careful Prosecution

郭炼.....6090

婚姻关系视域下财产协议研究

Research on Property Agreement from the Perspective of Marital Relationship

徐榕苑.....6099

“毒树之果”在我国的适用及完善建议

The Application and Improvement Suggestions of “Poisonous Tree Fruit” in China

雷雨嫣.....6106

论共同遇难者死亡顺序规则的语言表达形式

An Exploration of Co-Victims Death Order Rule’s Expression

王希琛.....6112

影视作品修复成果的著作权问题研究

Research on Copyright Issues of Restoration Results of Film and Television Works

陈长昭.....6118

未成年人保护问题研究——以反家暴为视角

Research on the Protection of Minors: From the Perspective of Anti-Domestic Violence

朱静.....6123

夫妻共同债务的认定模式

The Identification Mode of Joint Debt between Husband and Wife

冯晓昱.....6129

新媒体时代下网络服务提供者的责任审视

The Responsibility of Internet Service Providers in the New Media Era

陆可攀.....6135

行政法典化的路径选择

The Path Choice of Codification of Administrative Law

李洁.....6142

智慧司法建设之风险挑战及其应对思路

The Risks and Challenges of Smart Justice Construction and Its Response Ideas

犹丹.....6150

宅基地三权分置改革地区实施困境和对策研究

The Implementation Difficulties and Countermeasures Research of the Reform of the Separation of Three Rights in Rural Homestead

梁东新, 胡琴, 宋明轩.....6156

论商标侵权中法定赔偿与惩罚性赔偿的并行适用

On the Parallel Application of Statutory Compensation and Punitive Compensation in Trademark Infringement

邱如雪.....6168

混合共同担保内部追偿权文献综述

Literature Review of Internal Recovery Right of Mixed Joint Guarantee

杨芳芳.....6174

探讨人工智能时代行政执法问题

Exploring Administrative Law Enforcement in the Age of Artificial Intelligence

黄玲.....6179

解释论下以遗嘱方式设立居住权的生效问题研究

Study on the Validity of the Right of Habitation Established by Testament under the Interpretation Theory

徐田晓.....6187

数字经济时代人工智能发展对法律体系适用的研究

Research on the Application of Artificial Intelligence Development to Legal System in the Era of Digital Economy

李遂愿, 王瑞迪, 刘麒麟.....6194

试论法律规范效力的认定原则和要件

On the Principles and Elements of Determining the Validity of Legal Norms

彭忠辉.....6201

《民法典》第 996 条(违约精神损害赔偿)评注

Commentary to Article 996 of the Civil Code (Compensation for Moral Damages for Breach of Contract)

万海霞.....6211

独立董事制度发展与优化

Development and Optimization of the Independent Director System

蒋哲诚.....6217

标准必要专利禁令救济滥用的反垄断法规制研究

Study on the Antitrust Regulation of Abuse of Injunctive Relief for Standard-Essential Patents

朱玮辰.....6223

居住权逃避执行研究

Research on Using Residency Rights to Evade Enforcement

付雨微.....6234

未成年人检察社会支持体系研究

Research on Social Support System for Juvenile Procuratorial Work

周婷婷.....6240

浅析互联网平台经济消费者权益法律保护存在的问题及对策

Analysis on the Problems and Countermeasures of Legal Protection of Consumer Rights and Interests in Internet Platform Economy

张雅茹.....6246

野生动物保护法修订视野下对萤火虫法律保护探析

Legal Protection of Fireflies in the View of the Wildlife Protection Law of the People's Republic of China

李景馨.....6251

民法典背景下我国居住权的司法适用研究与完善

Research and Improvement on the Judicial Application of Residency Rights in China under the Background of the Civil Code

涂盛钞.....6257

当代典型调解范例对乡村治理的启示

Enlightenment of Contemporary Typical Mediation on Rural Governance

陶江庆, 万坚.....6263

网络环境视域下企业字号与非驰名商标权利冲突规制路径选择

From the Perspective of Network Environment, the Path Selection of the Regulation of the Conflict between the Right of Enterprise Trade Names and Non-Well-Known Registered Trademarks

列子恩.....6269

行政法促进社会治理能力提升的策略分析

Strategy Analysis of Administrative Law to Promote Social Governance Ability

郝丽云.....6275

网络司法拍卖税费承担规则完善

Improvement of the Rules of Tax Burden in Online Judicial Auction

周莹.....6280

我国上市公司独立董事制度的反思与完善路径

Reflection and Improvement Path of Independent Director System of Listed Companies in China

吴轶雯.....6288

个人破产免责制度的本土化构建

Localization Construction of Personal Bankruptcy Exemption System

吉时雨.....6294

应急法治下的公民知情权保障

Protection of Citizens' Right to Know under Emergency Rule of Law

朱厚霖.....6300

互殴与正当防卫的区分研究

Research on the Distinction between Brawl and Justifiable Defense

潘豪.....6308

“数字检察”视野下行政检察监督探究

Investigation of Administrative Procuratorial Supervision from the Perspective of “Digital Procuratorial”

孙国庆.....6313

监察对象与犯罪主体的衔接问题研究

Research on the Connection between the Supervisory Object and the Crime Subject

龙秋月.....6319

刑事附带民事诉讼中的死亡赔偿金适用问题综述

A Literature Review on the Application of Death Compensation in Criminal Incidental Civil Litigation

黄吉琳.....6325

刑罚轻刑化下司法资源配置的优化路径

The Optimal Path of Judicial Resource Allocation under the Lightening of Criminal Punishment

安丽娟.....6330

行政争议诉前调解作为非诉解纷机制的困境与优化

The Dilemma and Optimization of Pre-Litigation Mediation of Administrative Disputes as a Non-Litigation Dispute Resolution Mechanism

王潇.....6336

论上诉不加刑原则的适用

On the Application of the Principle of No Additional Punishment on Appeal

钟雯雯.....6345

刑事诉讼专家辅助人法律地位研究及其完善

Research on the Legal Status of the Assistant of Criminal Procedure Experts and Its Improvement

黄丽丽.....6353

音乐作品翻唱行为的侵权认定标准研究

The Study of Infringement Determination Standards for Music Work Cover Behavior

戴雨麒.....6361

我国性同意年龄制度的缺陷及完善

Defects and Perfection of the Age System of Sexual Consent in China

谢飞飞.....6367

“双碳”司法治理中政策的融入机制

Mechanisms for the Integration of Policies in the Governance of “Carbon Peaking and Carbon Neutrality” Justice

王茜茜.....6374

美丽中国建设中环境治理的现实困境与实践路径

The Realistic Dilemma of Environmental Governance in the Construction of Beautiful China and Practice Path

周宇洲.....6382

生成式人工智能教育应用的伦理风险及法治规避路径

Ethical Risk and Legal Circumvent Path of Generative Artificial Intelligence Education Application

唐赫.....6390

我国 App 个人隐私保护的合规性考察

Compliance Review of Personal Privacy Protection in China's App

张美洁.....6396

自动驾驶算法安全法律规制的现状、挑战与应对

Current Status, Challenges, and Responses to Legal Regulation of Autonomous Driving Algorithmic Safety

戴尧.....6404

论作为“行动”的量刑：阿伦特理论视野下的量刑程序

On Sentencing as an Action: Sentencing Procedure from the Perspective of Arendt's Theory

谭芑.....6412

论行政处罚中通报批评研究

On the Notification of Criticism in Administrative Punishment

周小洪.....6422

生态文明下贵州重金属污染防治法律对策研究

Research on Legal Countermeasures for the Prevention and Control of Heavy Metal Pollution in Guizhou under Ecological Civilization

崔冰菲.....6427

双碳目标下的碳排放权交易及其法律机制构建

Carbon Emissions Trading and Its Legal Mechanism Construction under the Dual Carbon Goals

朱娟.....6433

合同中对于违约方解除权的问题研究

Research on the Right to Rescind of the Breaching Party in the Contract

范晟源.....6439

企业环境违法规制中的和解研究

Research on Reconciliation in the Regulation of Corporate Environmental Violations

梅丹琳.....6444

商标注册制度中“使用意图”的认定研究

Study on the Identification of “Intention of Use” in Trademark Registration System

杜乐其, 蒋哲诚.....6452

法律视阈下人工智能的风险审思及归正路径

Risk Reflection and Correction Path of Artificial Intelligence from the Perspective of Law

陈琦.....6460

认罪认罚案件证据开示之本土化路径探究

Study on the Localization Path of Evidence Discovery in Guilty Plea Cases

王可欣.....6465

检察工作现代化语境下重罪案件适用非羁押强制措施的思考

Research on the Application of No-Custody Precautionary Measure in Felony Cases in the Context of Modernization of Procuratorial Practice

林松崧, 邱晓燕, 朱家奕.....6472

混淆行为规制中“有一定影响”的认定

Determination of “Some Influence” in the Regulation of Confusing Acts

崔寅荻.....6481

文旅行业违法所得认定问题立法研究

Legislative Research on the Identification of Illegal Income in Cultural Tourism Industry

张佳宁.....6487

认罪认罚从宽制度背景下被告人上诉权问题研究

Research on the Defendant's Right of Appeal under the Background of Leniency System of Guilty Plea

杨旭艳.....6493

智能合约的法律风险及规制研究

Research on the Legal Risk and Regulation of Smart Contracts

陈荣玲.....6500

浅析电子商务合同相关法律问题

A Brief Analysis of Legal Issues Related to E-Commerce Contracts

郭清燕.....6507

情势变更制度类案分析

Case-by-Case Analysis of the System of Change of Circumstances

蔡青青.....6513

我国纪检监察人才培养的挑战与对策

Challenges and Countermeasures of Discipline Inspection and Supervision Talent Training in China

牛玉兵, 李惠, 吕游.....6523

涉外标准必要专利纠纷中禁诉令适用的研究

Study on Application of Anti-Suit Injunction in Foreign Standard Essential Patent Disputes

杨静雯.....6529

反垄断视野下的吹哨人制度研究

Research on Whistleblower System from the Perspective of Anti-Monopoly

徐建民.....6537

老年数字鸿沟的法律治理

Legal Governance of the Digital Divide of the Elderly

李惠, 周思翰.....6547

刑事诉讼非法证据排除制度分析

Analysis of Exclusionary Rules of Illegal Evidence in Criminal Procedure

刘术敏.....6554

多次盗窃出罪问题探究

Exploration of Multiple Theft Offences

莫乃玮.....6561

执行异议之诉中不动产买受人异议权利保护研究

Study on the Protection of Objection Right of Real Estate Buyer in the Action of Execution Objection

陈沛.....6570

气候变化诉讼中的健康环境权：以墨西哥为例探究本土化可能性

The Right to a Healthy Environment in Climate Change Litigation: A Case Study of Mexico to Explore the Possibility of Localization

叶祖欣.....6577

如何解释“告诉才处理”

How to Explain the Principle of “Only Handling after Being Informed”

王向荣.....6588

跨国投资者对生物多样性保护的社会责任

The Social Responsibility of Transnational Investors for Biodiversity Conservation

应瑞璇.....6597

轻微暴力致人死亡案件中主观要件的客观化认定

Objectified Determination of Subjective Elements in Cases of Minor Violence Resulting in Death

陈莹.....6603

捆绑销售模式下经营者利益保护的法律研究

Legal Research on the Protection of Operators' Interests under the Bundle Sales Model

马佳成.....6611

论互联网平台垄断行为的法律规制

Research on Illegal Problems in Internet Platform Monopoly Behavior

杨志涛.....6621

限制股权转让背景下股东擅自转让股权合同的效力问题研究

A Study on the Effectiveness of Contracts for Shareholders to Transfer Equity without Authorization under the Background of Restriction of Equity Transfer

朱习娇.....6627

浅议讯问录音录像的性质

Discussion on the Nature of the Audio and Video Recordings of Interrogations

彭杰.....6633

买卖合同履行中诚实信用原则的适用

The Application of the Principle of Good Faith in the Performance of Sales Contracts

徐刚.....6638