

TABLE OF CONTENTS 目 录

TRIPS 协议第 8 条的含义及效力

The Meaning and Effectiveness of Article 8 of the TRIPS Agreement

- 何镇山, 冯寿波 1437

论大学生创业过程中的法律风险及其解决路径

On the Legal Risks in the Process of College Students' Entrepreneurship and Their Solution Paths

- 包琦 1444

道路交通行政处罚主观过错问题研究

Research on Subjective Fault of Road Traffic Administrative Punishment

- 范逸雯 1448

行政复议与行政诉讼制度衔接与改造问题研究

Research on the Connection and Transformation of Administrative Reconsideration and Administrative Litigation System

- 莫庆录 1454

常识、常理、常情融入司法裁判的路径研究

Research on the Path of Integrating Common Sense, Common Reason and Common Emotion into Judicial Adjudication

- 李唯唯 1461

对搜索引擎运营者主张删除权的可能性探析

Exploring the Possibility of Claiming the Right of Deletion against Search Engine Operators

- 陈程程 1469

毁坏商业秘密行为的刑法规制

The Criminal Regulation on the Destruction of Trade Secrets

- 夏承露 1475

股权转让与担保效力问题研究

Research on the Effectiveness of Equity Transfer Guarantee

- 万禹 1480

困境与消解: 我国仲裁机构的去行政化研究

Dilemma and Resolution: A Study on the De-Administration of Arbitration Institutions in China

- 焦夷通 1486

专门学校入校决定程序的反思与司法化改造**Reflection and Judicial Reform of the Admission Decision Procedure of Special Schools**

李明恩 1492

人工智能侵权的法律问题研究**Research on Legal Issues of Artificial Intelligence Infringement**

王业茹 1501

“大数据杀熟”的法律规制路径研究**Research on the Legal Regulation Path of “Big Data Killing”**

丁秋楚 1509

司法鉴定市场化与中立性矛盾与解决**The Contradiction and Resolution between the Marketisation and Neutrality of Judicial Identification**

焦夷通, 周宜帆 1516

论刑事财产没收制度**On the Criminal Property Forfeiture System**

杨阳 1523

正当维权与敲诈勒索罪的界限问题分析**Analysis of the Problem of the Boundary between Legitimate Rights Defense and the Crime of Racketeering**

丁续杰 1531

农村小额贷款纠纷处理**Dispute Resolution of Rural Small-Scale Loans**

袁宇华 1539

我国国际船舶登记制度背景下的我国船员权益保护问题**On the Protection of the Rights and Interests of Chinese Crew Members under the Background of China's International Ship Registration System**

王安琪 1545

政府数据开放中个人信息保护的优化路径**Optimization Path of Personal Information Protection in Government Data Opening**

张娟 1553

《民法典》中“绿色原则”对我国法律体系的影响**The Influence of the “Green Principle” in the “Civil Code” on China’s Legal System**

张增强 1560

“假球”、“黑哨”行为的刑法教义学分析**Analysis on the Doctrine of Criminal Law in the Behavior of “Match-Fixing and Black Whistle”**

宋其轩 1565

民法典夫妻共同债务探析**Analysis on Common Debt of Husband and Wife in Civil Code**

李悦僮 1575

大数据时代个人信息法律保护探析**Analysis on Legal Protection of Personal Information in the Era of Big Data**

马学富 1585

从马克思主义谈人工智能生成物著作权保护**On Copyright Protection of Artificial Intelligence Products from Marxism**

宋佳丽 1590

法典化视域下损害担责原则的内涵流变与制度体现**The Connotation and Institutional Manifestation of the Principle of Liability for Damages in the Perspective of Codification**

范长江 1597

刑法解释的方法与界限**Methods and Limits of Criminal Law Interpretation**

杨惠萍 1603

企业合规视域下单位犯罪归责的反思和重构**Reflection and Reconstruction of Organization Crime Accountability from the Perspective of Corporate Compliance**

刘宝纯, 宏海军 1610

网络不良信息影响下的未成年人犯罪与预防对策探析**An Analysis of Juvenile Delinquency and Preventive Measures under the Influence of Bad Network Information**

于颖鑫 1615

网络暴力的刑法规制路径分析**Analysis of the Path of Criminal Law Regulation of Cyber Violence**

占佳颖 1620

我国高等教育第三方评估机构的发展困境及其法制路径研究**Research on the Development Dilemma and Legal Path of Third Party Evaluation Institutions in Higher Education in China**

钱瑞瑞 1627

论智慧养老背景下老年人个人信息安全保护困境的法律破解**Legal Solution to the Dilemma of Personal Information Security Protection for the Elderly in the Context of Smart Elderly Care**

唐静雯 1633

浅析物权登记的效力**A Brief Analysis of the Effectiveness of Property Rights Registration**

高泓云 1640

论案外人异议之诉**On Outsider Objection Claims**

蒋怀光 1649

低龄青少年犯罪适用“情节恶劣”的判断原则**The Principle of Judging “Execrable Circumstances” in Juvenile Delinquency**

袁炜明 1657

我国大气污染联合防治机制的问题检视与完善进路**Review and Improvement of Joint Prevention and Control Mechanism of Air Pollution in China**

张开来 1663

网络空间猥亵儿童行为的入罪化及限度分析**The Criminalization and Limitation Analysis of the Behavior of Pornography against Children in Cyberspace**

张旻睿 1672

试论行政协议的识别标准及类型**On the Identification Standard and Type of Administrative Agreement**

宁雅茜 1681

算法推荐模式下网络平台的行为责任研究**Research on Behavioral Responsibility of Network Platform under Algorithm Recommendation Model**

万露露 1689

无罪辩护视角下认罪认罚从宽制度研究**Research on the Leniency System for Confession and Punishment from the Perspective of Innocence Defense**

宋贤贤 1696

乡村振兴背景下农村法律援助面临的困境与对策研究**Research on the Dilemmas and Countermeasures of Rural Legal Aid under the Background of Rural Revitalization**

马晶莹 1701

宋代妇女再婚法律问题浅析**A Brief Analysis of the Legal Issues Concerning Women's Remarriage in the Song Dynasty**

孙婷婷 1706

轻罪时代下前科制度的内在弊病及其应对**The Inherent Disadvantages of the Prior Conviction System in the Age of Misdemeanors and Its Response**

王文荣 1711

劳动争议调解机制的法律框架与实践效果评估**Evaluation of the Legal Framework and Practical Effectiveness of Labor Dispute Mediation Mechanisms**

张诗翰 1718

“电子眼”执法存在的主要问题及对策探究**Research on the Main Problems and Countermeasures of “Electronic Eye” Law Enforcement**

宋祥文, 刘敏洁 1724

认罪认罚从宽案件中律师角色的转变与挑战**Changes and Challenges in the Role of Lawyers in Plea Bargaining Cases**

王子晨, 赵科霖 1736

商品房销售合同广告引发的房屋买卖合同纠纷研究**Research on the Dispute of Housing Sales Contract Caused by Commercial Housing Sales Contract Advertisement**

王宇琴 1743

行政处罚中限制从业研究**Study on the Restriction of Employment in Administrative Punishment**

王湘淑 1750

建设民间文学艺术惠益分享制度的著作权路径探索**Exploration on the Copyright Path of Building a Benefit Sharing System for Folk Literature and Art**

陆瑜莉 1756

未成年人网络隐私权的法律保护**Legal Protection of Minors' Online Privacy Rights**

鄢彩妮, 钟远涛 1765

浅析董事信义义务**Analysis of Fiduciary Duty of Directors**

何晓雪 1772

大学生兼职中的法律问题以及权益保障研究**Study on the Legal Problems and Protection of the Rights and Interests of College Students in Part-Time Jobs**

祝叶惠 1778

实际施工人对外购买行为的责任归属研究**Research on the Attribution of Responsibility for the Actual Constructor's External Purchase**

余沁畅 1783

家庭教育的权责分析与法理分析**Analysis of the Rights and Responsibilities and Legal Principles of Family Education**

年梦芹 1795

不作为犯罪义务来源: 职务或业务上要求的义务标准的重构**The Source of Non Criminal Obligations: Reconstruction of Duty Standards Required by Duty or Business**

卜梓懿, 王子晨 1801

农村闲置宅基地治理困境及对策研究**Research on the Management of Rural Idle Homestead**

袁太全, 张晓惠, 安妮 1809

数字检察的实践逻辑与风险防范**Practical Logic and Risk Prevention of Digital Prosecution**

李丁祎 1818

气候资源保护与利用立法的理论证成和制度展开**Theoretical Evidence and Institutional Design of Legislation on Climate Resource Protection and Utilization**

黄荣真 1827

夜间施工噪声污染治理研究**Research on the Control of Noise Pollution from Night Construction**

陈贤昕 1834

人工智能时代劳动法适用的困境与出路**The Dilemma and Solution of Labor Law Application in the Era of Artificial Intelligence**

刘天宇 1839

国际法渊源问题研究**Study on the Sources of International Law**

罗良渊 1844

我国独立董事违反勤勉义务的认定标准问题探究**An Exploration of the Criteria for Determining the Violation of the Duty of Diligence by Independent Directors in China**

房燕 1849

基层检察机关完善数字检察工作模式的思考**Thoughts on Improving Digital Procuratorial Work Mode of Grassroots Prosecutors**

刘慧, 史焱 1854

台词声音权的界定与保护研究**Study on the Definition and Protection of the Right to Sound of Lines**

李寅 1861

证人弹劾制度构建探究**Research on the Construction of Witness Impeachment System**

蒋黄露涵 1868

论我国“审判中心主义”下的认罪认罚从宽制度**On the Leniency System of Confession and Punishment under the “Trial Centrism” in China**

陈虹韵 1877

公司担保与内部股东股权转让：基于股权转让纠纷案例的分析**Corporate Guarantee and Internal Shareholder Equity Transfer: Analysis Based on Equity Transfer****Dispute Cases**

杨柯, 李楷 1884

泛娱乐化现象对大学生价值观的消极影响及法治对策思考**Reflections on the Negative Impact of the Phenomenon of Pan-Entertainment on the Values of College Students and Countermeasures for the Rule of Law**

曹姝颖 1891

作品名称的法律保护路径**Legal Protection of the Title of Work**

胡伊恬 1897

论董事、高管对全资子公司的忠实勤勉义务**On the Duty of Loyalty and Diligence of Directors and Senior Executives to Their Subsidiaries**

栾晓琪 1903

浅析我国董事的忠实义务**An Analysis of the Loyal Duty of Directors in China**

刘蕙宁 1910

我国涉外知识产权侵权法律适用问题研究**Study on the Application of Foreign Intellectual Property Infringement Laws in China**

陈胜, 薛雅心 1916

新《未成年人保护法》视角下青少年模式的多案例分析**Multiple Case Analysis of the Youth Model from the Perspective of *The Law of the Protection of Juveniles***

戴雨雯 1926

清代州县自理案件探究**Cases of Self-Government in Counties in Qing Dynasty**

门朋 1936

农用地土壤污染修复责任主体的检视与因应

The Inspection and Response of the Main Body of Responsibility for Soil Pollution Remediation in Agricultural Land

万婕 1942

远程办公新劳动形式法律规制研究

Research on Legal Regulation of New Labor Form of Telecommuting

周倩 1950

服务期违约金性质研究

Research on the Nature of Liquidated Damages during Service Period

贺戎北 1957

不能犯理论辨析与完善路径

Discussion on the Theory of Inadmissible Offences and the Path to Improvement

周青 1966

论设摊行为的市场监管

On Market Supervision of Stall Operations

施兆祚 1975

意定监护制度正当性的论证

Arguments for the Legitimacy of the Intentional Guardianship System

潘欣 1984

涉外法治视角下我国《阻断办法》的范围、效力及完善方向

The Scope, Force, and Improvements of China's Blocking Rules from the Perspective of Foreign-Related Rule of Law

刘艳娜, 杨沁芸 1992

紧急救治下患者知情不同意权冲突的解决路径探究

Research on the Regulations of Conflict of Patients' Right to Informed Disconsent under Emergency Treatment

赵若琳 2001

我国网络虚拟财产法律保护现状及完善建议

Current Situation of Legal Protection of Network Virtual Property in China and Suggestions for Improvement

王子安 2009