



澳門大學
UNIVERSIDADE DE MACAU
UNIVERSITY OF MACAU

法學院新聞簡報 (雙月刊) -(3-4月, 2016)

FACULDADE DE DIREITO BOLETIM BI-MESTRAL

FACULTY OF LAW BI-MONTHLY NEWSLETTER

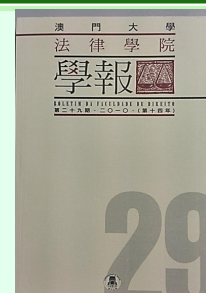
ISSUE 25 (MARCH / APRIL 2016)

RESEARCH ACTIVITIES

Centre for Law Studies Publications

Boletim da Faculdade de Direito (Bulletin of the Faculty of Law)

Concerning the Chinese version, CLS has published Bulletin n° 29 in 2016.



Prof. Fan Jianhong

- ◆ The orientation of legal system, layout of rules and literal expression in codification of Chinese Civil Code, in Journal of Macau Law Sciences, Vol.1/2016, 83-98.
- ◆ The orientation of legal system, layout of rules and literal expression in codification of Chinese Civil Code, in: editorial department of Institute of Law of Chinese Academy of Social Sciences: Autumn Forum of Journal of Chinese Journal of Law with topic “Prospective, indigenization and systematic selection of in codification of Civil Code”,17-18/10/2015,Beijing,1-14.
- ◆ Study of Case Group concerning Disregarding the Corporate Personality (Durchgriffshaftung) of Company in China and Germany, in: Leonel Alberto Alves /Tong lo Cheng /Paulo Cardinal. The meaning and significance of comparative law under the principle of one country and two systems , the Legislative Council of the Macau Special Administrative Region,481-524. (co-authored with Li Chong)

Prof. Alexandr Svetlicinii

- ◆“The current EU/US-Russia conflict over Ukraine and the WTO: a preliminary note on (trade) restrictive measures” (2016) 32(3) Post-Soviet Affairs, 237-271, ISSN: 1060-586X. (co-authored with Rostam J. Neuwirth)
- ◆(Publication Review) “The Practitioner’s Guide to Antitrust in China” (2016) 9(1) Global Competition Litigation Review, 38-39, ISSN: 1756-6002.



Prof. Vera Lúcia Raposo

- ◆“The Doctor Just Poked you: The new Challenges of e-Health”, Books I, II and III in Homage to Prof. Doutor António José Avelãs Nunes (Luís Pedro Cunha, José Manuel Quelhas e Teresa Almeida org.), Boletim de Ciências Económicas, Coimbra, v.57, t.3 (2014), p.2903-2933.
- ◆“How Can Asian Countries Deal with Medical Liability and Patient Compensation”, People: International Journal of Social Sciences, ISSN 2454-5899, Special Issue Vol.1, Issue 1, 2015, p.942-956.

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RESEARCH ACTIVITIES

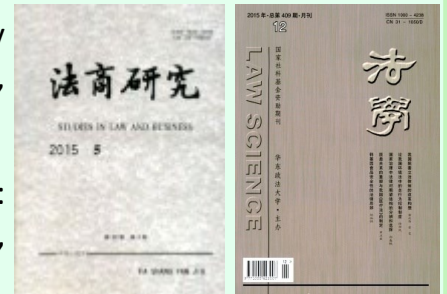
Prof. Fernando Miguel Dias Simões

- ♦ The Supply Agreement in the Great Distribution Retailer, in António Pinto Monteiro (ed.), Contract Law Themes, Vol. II, King of Books, 2016, pp. 38-62.
- ♦ Appointed member of the Scientific Committee of Arbitration for Revista Jurídica Portuguesa / Portucalense Law Journal.

Postdoctoral Publication

Zhang Qingbo, "Rationally Building a Professional Responsibility System in the Procuratorial Sector", Studies In Law and Business, Issue 5, 2015, 166-174. ISSN 1672-0393.

Qi Chunyi, "The Structure of Expectation in State Governance: Differentiation and choice by Law", Law Science, Issue 12, 2015, 49-60. ISSN 1000-4238.



ACADAMIC ACTIVITIES

Seminars, Conferences, Open Lectures and other events organized by Centre for Law Studies

♦ Seminar on " Macau Colloquium of Legal Theory 2016"

Speaker: Prof. Philip Schofield. Date: 19 April 2016.

♦ Conference on " Medical liability and patient's rights"

Date: 20 April 2016.

♦ Master and Bachelor of Law Seminar in Portuguese Language

Seventh Seminar on the Operation of Games of Chance and Contracts in Special.

Date: 22 April 2016 .



Institute for Advanced Legal Studies

Seminar on "Hot issues: International Law and Practice related The South China Sea"

Speaker: Prof. Fu Kuncheng, from Xiamen University . Date: 18 March 2016.



ACADAMIC ACTIVITIES

"Opportunities and Challenges for Property Law in China, Hong Kong, Taiwan and Macau in the Future Development of Mainland China"



The Fourth Forum on Property Law in Mainland China, Taiwan, Hong Kong and Macau held on 19 April at the University of Macau, holds by Faculty of Law of University of Macau, with cooperation of University of Hong Kong. The event was also supported by Legal Affairs Bureau. The two-day event includes five presentation sessions. During the event, scholars from Mainland China, Taiwan, Hong Kong and Macau gave fourteen speeches, highlighting the opportunities and challenges of property law in Mainland China, Taiwan, Hong Kong, and Macau.

Prof. Vera Lúcia Raposo

- ◆ 20th April 2016 - Conference on Medical Liability and Patient's Rights, FLL. Intervention: Electronic Health Records: A Reckless Risk or a Wise Medical Helper?
- ◆ 20th April 2016 - Organization of the 2st UM Conference on Medical Liability and Patient's Rights, at FLL .



Prof. Fernando Miguel Dias Simões

- ◆ Interviews: On Alternative Dispute Resolution in Portuguese-Speaking Countries, "Judicial life", n. 194, March/April 2016, pp. 16-17.
- ◆ 'Citizen's Voice in Water Governance: Public-Private Partnerships as Triangular Relations', Workshop and Expert Seminar 'Best Practices for the Protection of Water in Times of Crisis. Focus on Participatory Instruments in Environmental Law and Policies, 22 April 2016, Friedrich-Alexander-Universität Erlangen-Nürnberg, Erlangen, Germany.
- ◆ 'Patients, Consumers, Laypeople: Reflections on Citizens' Right to Information', Conference 'Medical Liability and Patient's Rights', 20 April 2016, Faculty of Law of the University of Macau, Macau.
- ◆ 'New Friend of the Panel? European Union's Participation in Investment Arbitration', International Conference 'The European Union in the International Society and its Contribution to International Dispute Settlement Mechanisms', 17 March 2016, Faculty of Law of the University of Cantabria, Santander, Spain.
- ◆ 'When Green Incentives Go Pale: Investment Arbitration and Renewable Energy Policymaking', 4th Annual UEF Law School Energy Transitions Conference, 4 March 2016, University of Eastern Finland Law School, Joensuu, Finland.

COMMUNITY SERVICE

Prof. Alexandr Svetlicinii

- ◆ Open lecture “Private Enforcement of Antitrust Law: The Chinese Way” at the Shandong University, Faculty of Law, 28 March 2016.
- ◆ 5th Conference of the Postgraduate and Early Professionals/Academics Network of the Society of International Economic Law, University of Luxembourg, 14-15 April 2016; paper presented “International Fragmentation of Competition Law and BRICS: Adaptation or Transformation?”
- ◆ Workshop “Medical Liability and Patient’s Rights”, University of Macau, Faculty of Law, 20 April 2016; paper presented “Avastin/Lucentis and Beyond: Competition and Regulation for Off-Label Promotion of Medicines” .
- ◆ CFRED-EUAP Competition Law Series, Second Annual Conference “Enforcing Competition Law in Hong Kong and the European Union”, Chinese University of Hong Kong, Graduate Law Centre, 22 April 2016; paper presented “The Dark Matter in EU Competition Law: Non-Infringement Decisions in the New EU Member States Before and After Tele2 Polska”.



Oral Defense (Master)

11 March, Prof. Shen Yunqiao, Associate Professor from Faculty of Law, Macau University Science and Technology.

12 March, Prof. Zhu Shihai, Associate Professor from Faculty of Law, Macau University Science and Technology.

SPECIAL REPORTS

Prof. Rostam Joseph Neuwirth and Prof. Alexandr Svetlicinii

- ◆ On March 30, 2016, Prof. Rostam Joseph Neuwirth gave a talk to students of the Cheng Yu Tung College (CYTC) about Austria at the occasion of the College’s students visiting the exhibition at the Macau Art Museum entitled “ONE CENTURY OF AUSTRIAN ART 1860-1960”. The session was organized by the Culture & Art Working Group, House Association of CYTC and hosted by Fellow Ms. Diane Lu and Dr. Alexandr Svetlicinii.
- ◆ 21 April 2016, Prof. Alexandr Svetlicinii attended the Master’s Dinner and Talk “Conceptualization of The Humanities In Europe” by Prof. Joachim Kupper at Cheng Yu Tung College.



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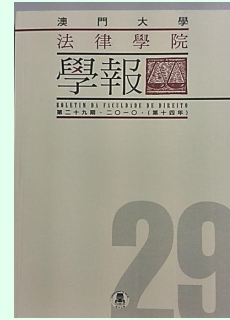
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研究活動

法律研究中心

《法律學院學報》出版第 29 期。



范劍虹教授

- ◆ “中國民法典編纂的體系、佈局與語言定位”，載：《澳門法學》，2016 年第 1 期，第 83-98 頁。
- ◆ “中國民法典編纂的體系、佈局與語言定位”，載：《法學研究》2015 年秋季論壇：“民法典編纂的前瞻性、本土性與體系性”理論研討會論文集，中國社會科學院法學院研究所《法學研究》編輯部，2015 年 10 月 17-18 日，北京，第 1-14 頁。
- ◆ 中德資合公司直索案例群研究，載：歐安利/唐曉晴/簡天龍，《在一國兩制原則下比較法的意義與重要性》，立法會，第 481-524 頁。合著者：李翀。

Alexandr Svetlicinii 教授

- ◆ 《目前歐美與俄衝突於烏克蘭和世貿組織的影響:貿易限制性措施的初步報告》，發表於(2016) 32(3) 後蘇維埃時代時事，第 237-271 頁，ISSN: 1060-586X。
- ◆ 《在中國的從業者反壟斷指南》，(2016) 9(1)《全球競爭法訴訟評論》，第 38-39 頁，ISSN: 1756-6002。



Vera Lúcia Raposo 教授

- ◆ 《醫生只需電子回復你：電子醫療的新挑戰》書 I，II 和 III 表達敬意對 Doutor António José Avelãs Nunes 教授 (Luís Pedro Cunha, José Manuel Quelhas e Teresa Almeida org.)，在經濟學通報，科英布拉，v.57, t.3 (2014 年)，第 2903-2933 頁。
- ◆ 《亞洲國家如何處理病人醫療責任和賠償》，國際社會科學學報，ISSN 2454- 5899，特刊 Vol.1，2015 年，第一期，第 942-956 頁。

研究活動

Fernando Miguel Dias Simões 教授

- ◆《零售商分配的供貨協議》，刊於《合同法專著》，由 António Pinto Monteiro 主編，2016 年，第 38-62 頁。
- ◆擔任 Portucalense 法律期刊學術委員會的仲裁委任議員。

博士後論文發表

- ◆張青波：《憲法平等原則對立法分類審查的體系性標準》，刊於《法商研究》，2015 年，第 5 期，第 166-174 頁。
- ◆祁春軼：《國家治理中法律對期望結構的分辨和選擇》，刊於《法學》，2015 年，第 12 期（總第 409 期），第 49-60 頁。



學術活動

法律研究中心研討會、講座

- ◆ 2016 年“澳門法學理論”研討會

演講者：Philip Schofield 教授。於 4 月 19 日在澳門大學法學院舉辦。

- ◆ “醫療責任和病人的權利”研討會

於 2016 年 4 月 20 日在澳門大學法學院舉辦。

- ◆ 本科與碩士葡文法專業研討會

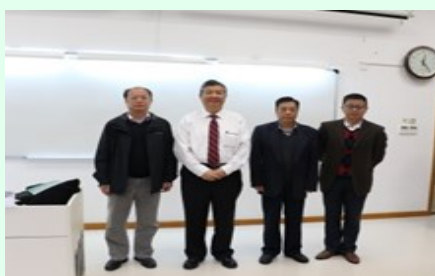
第七屆研討會，主題為“博彩經營的機遇與特別合同”，於 4 月 22 日在澳門大學法學院舉辦。



高級法律研究所

專題講座：從國際法與國際事件看幾個南海熱點問題。

演講者：傅崐成教授，廈門大學。日期：2016 年 3 月 18 日在澳門大學法學院舉辦。



學術活動

第四屆兩岸四地財產法論壇

“兩岸四地物權法在中國發展中的機遇與挑戰”



第四屆兩岸四地財產法論壇於四月十九日在澳門大學召開。本次論壇由澳門大學法學院主辦，香港大學法學院協辦，並獲得澳門特別行政區政府法務局支持。論壇為時兩天，包含五個討論單元。其間，來自中國內地、台灣、香港和澳門的學者主要圍繞著兩岸四地財產法所面臨的機遇與挑戰這一主題進行了十四場演講。

Vera Lúcia Raposo 教授

◆參加4月20日於澳門大學法學院舉辦的會議“醫療責任和病人的權利”。發表論文《電子醫療記錄：是不計後果的風險還是明智的醫療助手？》。

◆參與組織了第二屆“醫療責任和病人的權利”會議。



Fernando Miguel Dias Simões 教授

◆採訪：葡萄牙語國家的非訴訟解決機制，載於《法律生活》，第194期，2016年3/4月刊，第16-17頁。

◆《水治理的反響：公司夥伴關係的三角關係》，發表於研討會“水危機時刻保護的最優方案”。研究環境保護法和政策的參與手段，2016年4月22日，於德國埃爾蘭根亞歷山大安大學舉辦。

◆《病人，消費者，非專業人員：對公民知情權的反響》，發表於會議“醫療責任和病人權利”，2016年4月20日於澳門大學法學院舉辦。

◆《歐盟對投資仲裁的參與》，發表於國際會議“歐盟與國際社會和對國際糾紛解決機制的貢獻”，2016年3月17日，於西班牙桑坦德，坎塔布裡亞大學法學院舉辦。

◆《當環保鼓勵措施變色：投資仲裁和可再生能源政策制定》，發表於第4屆東芬蘭大學法學院年會“能量的轉換”，2016年3月4日於芬蘭東芬蘭大學法學院舉辦。

學術活動

Alexandr Svetlicinii 教授

- ◆ 公開演講“反壟斷法的私人執法：中國方式”，2016年3月28日於山東法學法學院舉辦。
- ◆ 《競爭法的國際分工和金磚四國：適應或轉換？》，發表於第五屆研究生和學者的國際經濟網的社會網絡論壇，2016年4月14日至15日於盧森堡大學舉辦。
- ◆ 《阿瓦斯丁/諾適得及其以後：非處方藥品推廣的競爭與監管》，發表於“醫療責任和病人權利”研討會，於2016年4月20日於澳門大學法學院舉辦。
- ◆ 《歐盟競爭法的暗物：新歐盟成員國在波蘭 Tele2 前後的不侵權決定》，發表於第二屆年會“在歐盟與香港實施競爭法”，金融監管和經濟發展中心-歐盟學術規劃競爭法系列，2016年4月22日，於香港中文大學研究生法律中心舉辦。



答辯與來訪教授

3月11日，沈雲橋，副教授，澳門科技大學。

3月12日，朱世海，副教授，澳門科技大學。

特別報道

Rostam Joseph Neuwirth 教授和 Alexandr Svetlicinii 教授

- ◆ 2016年3月30日，鄭宇桐書院的學生參觀澳門藝術博物館，主題為“1860到1960的奧地利藝術”，Rostam Joseph Neuwirth 教授為他們作關於奧地利的演講。

這次會議由書院學生會的文化藝術部組織，並由 Diane Lu 女士與 Alexandr Svetlicinii 博士主持。

- ◆ 2016年4月21日，Alexandr Svetlicinii 教授參加鄭裕彤書院與院長座談活動，該活動由 Joachim Kupper 教授主持，主題為“歐洲人文學科的概念”。



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