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FACULTY OF LAW BI-MONTHLY NEWSLETTER

ISSUE 66 ( January/ February 2023)



澳門大學  
UNIVERSIDADE DE MACAU  
UNIVERSITY OF MACAU

## PUBLICATIONS

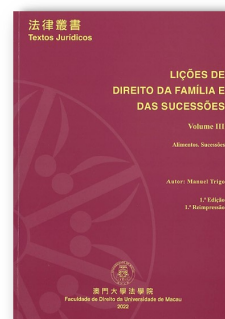
### Centre for Law Studies

#### *Boletim da Faculdade de Direito*

Bulletin of the Faculty of Law  
CLS has published **Bulletin n° 47 (Chinese version)**

#### *Textos Jurídicos (Textbook Collection)*

Lições de Direito da Família e das Sucessões, Volume III,  
Alimentos. Sucessões, 1.<sup>a</sup> Edição. 1.<sup>a</sup> Reimpressão  
Author: Manuel Trigo



## RESEARCH ACTIVITIES

### Prof. Célia Filipa Ferreira Matias

- ◆ Prof. Célia Filipa Ferreira Matias, together with PhD student Monica Chan, had published a chapter titled 'In a bubble by the sea: COVID-19, time and contract law in the Macau S.A.R.' in a book titled *Contract Law in Changing Times: Asian Perspectives on Pacta Sunt Servanda*, edited by Professor Normann Witzleb (CUHK) and published by Routledge. The chapter discusses the impact of the COVID-19 pandemic on contracts, with special focus on the principle of pacta sunt servanda and the mechanism of change of circumstances, from the perspective of Macau law.

	Chapter	
	In a bubble by the sea	
	COVID-19, time and contract law in the Macau S.A.R.	
	By <a href="#">Célia F. Matias</a> , <a href="#">Monica Chan</a>	
	Book <a href="#">Contract Law in Changing Times</a>	
	Edition	1st Edition
	First Published	2022
	Imprint	Routledge
	Pages	18
eBook ISBN	9781003358305	

MNA Macau	January 1, 2023
<b>Pandemic and the rise of contractual defaults</b>	
By <a href="#">João Paulo Meneses</a>	
So far, a combination of informal adjustments and governmental incentives has prevented an influx of contractual default cases to the courts," write Célia F. Matias (assistant professor with the Department of Global Legal Studies of the Faculty of Law, University of Macau) and Monica Chan (a PhD student at the same Faculty). in a new contribution to an edited book on Asian contract law.*	

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# RESEARCH ACTIVITIES

## Mr. Iong Man Teng

- ◆ Vera Lúcia Raposo and Man Teng Iong, ‘Advance Directives in Macao: Not Legally Recognised, but...’ In D. Cheung & M. Dunn (Eds.), *Advance Directives Across Asia: A Comparative Socio-legal Analysis* (pp. 262-275). Cambridge: Cambridge University Press, 2023.

Advance Directives in Macao: Not Legally Recognised, but ...

VERA LÚCIA RAPOSO & MAN TENG IONG

### 14.1 Introduction

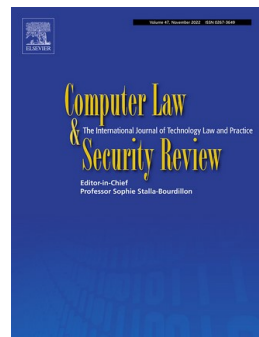
The Macao Special Administrative Region (SAR) is one of two special regions of the People's Republic of China (PRC). According to the PRC principle of “one country, two systems”, Macao is vested with its own executive, legislative and judicial powers. Macao law rests on many different legal theories and practices, and is heavily inspired by the Portuguese legal tradition, which differs from that of the PRC. Although the Joint Declaration on the Question of Macao, which was signed into effect on 26 March 1987, provided for the transfer of sovereignty from Portugal to the PRC on 20 December 1999, Macao's law has remained largely unchanged following the handover of power.<sup>1</sup> The profound influence of the previous Portuguese administration means that it appears natural that courts in Macao should adopt solutions from Portuguese doctrine and case law to support their judicial decisions. However, new legal trends from the PRC and nearby countries, and the growing influence of Chinese values imposed by a predominantly Chinese community, are being added to this Portuguese tradition. All of these factors have created in Macao a legal framework that blends the West and the East.<sup>2</sup>

## Prof. Liu Jianhong

- ◆ Jianhong Liu, Guangzhen Wu (01/2023). “Procedural Fairness and Fear of Crime: Extending the Procedural Justice Theoretical Model Under the Chinese Context”. *Crime & Delinquency*. <https://doi.org/10.1177/00111287221150422>. (SSCI) (Scopus), impact factor: 2.307
- ◆ Jianhong Liu, “Asian Criminology – Concept and Development”. *The Criminologist* by American Society of Criminology, Jan-Feb 2023 issue, 49(1),42-43.
- ◆ Professor Jianhong Liu's article " Academic, Discipline, and Market: The Approach for Developing Chinese Criminology from an International Perspective " is included in "Crime Governance and Social Development in China - An Anthology Commemorating the 30th Anniversary of the Founding of the Chinese Society of Criminology " published by China Procuratorial Press, which contains representative writings of the Chinese Society of Criminology since its establishment thirty years ago.

## Prof. Rostam J. Neuwirth

- ◆ Neuwirth Rostam J. (2023). Prohibited artificial intelligence practices in the proposed EU artificial intelligence act (AIA). *Computer Law & Security Review* 48: 105798; <https://doi.org/10.1016/j.clsr.2023.105798>
- ◆ The book “NEUWIRTH, ROSTAM J. (2023). *The EU's Artificial Intelligence Act: Regulating Subliminal AI Systems*. New York/London: Routledge” was reviewed by Prof. Sara Migliorini in the *European Law Review* 48(1): 146-148 (2023).



# ACADEMIC ACTIVITIES

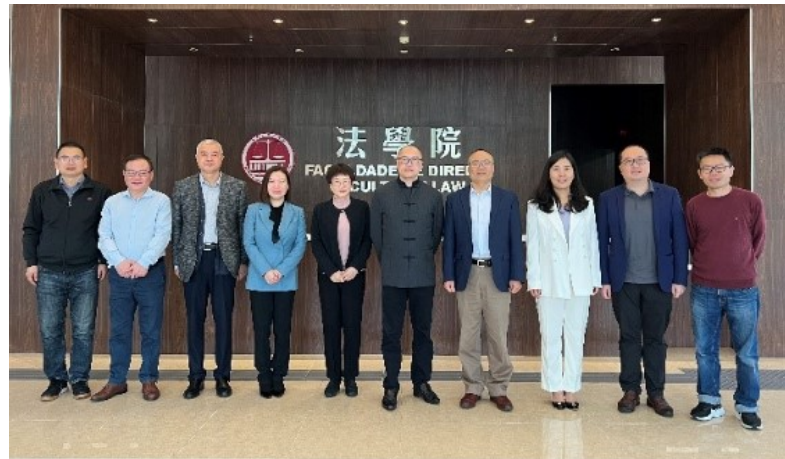
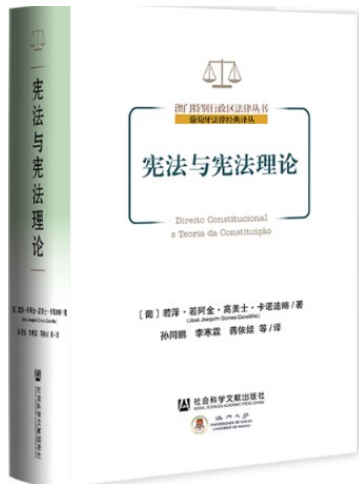
◆ February 11, 2023

**Seminar: Discussion Forum on Constitution and Constitutional Theory**

Speaker: Ms. Jiang Yiwa, Mr. Sun Tongpeng, Mr. Li Hanlin, Ms. Zheng Wei

Commentator: Prof. Tong Io Cheng, Prof. Zhai Xiaobo

Research Circle: Legal Philosophy, Legal history, and Roman Law



◆ February 24, 2023

**Seminar: Learning from Examinations—Real-time, Dialogic Feedback**

Speaker: Prof. Rick Glofcheski

Commentator: Prof. Katrine Wong, Prof. Maruga Perumal Ramaswamy

Research Circle: International Trade Law





# ACADEMIC ACTIVITIES

## Prof. Du Li

**Congratulations to Dr. Du Li from our Faculty for winning the Best Teaching Award of the Center for Continuing Education of the University of Macau.**

To encourage and commend teaching staff who have outstanding teaching performance in continuing education, Dr. Du Li was selected as the 2020/2021/2022 Best Teaching Award of the Center for Continuing Education (CCE) after the internal evaluation of the CCE.



Dr. Du's research and teaching interests include biotechnology law and policy, data privacy and protection, and regulatory issues of cutting-edge technologies. Dr. Du mainly teaches courses on personal privacy and data protection under the background of the big data era in the CCE. This course covers the legislation on personal data protection in Macao, mainland China, the European Union, and the United States, as well as the latest data compliance cases. The course starts with exploring the daily privacy and personal data protection problems students have experienced. Then, through lecturing on applicable laws and classroom case discussions, students can understand the importance of personal data and privacy protection in a digital society and recognize the regulatory challenges they face. Students highly rate the courses.

Dr. Du also would like to express his gratitude to the CCE for its consistent support, which allows the legal knowledge and regulatory issues related to personal privacy protection to be disseminated and discussed among a wider community.

## Prof. Liu Jianhong

- ◆ Prof. Liu Jianhong was invited to the Seminar on 10 February, 2023 and delivered a lecture titled “Asian Criminology - the Concept and Paradigm”, Institute of Advanced Studies in Humanities and Social Sciences, University of Macau.

## Prof. Rostam J. Neuwirth

- ◆ Delivered a keynote lecture in the “Boya Book Launch” Series on 17 February 2023: “The EU Artificial Intelligence Act Regulating Subliminal AI Systems” organized by the Library of the University of Macau and the Institute of Advanced Studies (IAS), University of Macau.



**Coordinator: Denise Lei Editor: Tian Ran Official Email: fl.newsletter@um.edu.mo**



## 出版刊物

### 法律研究中心

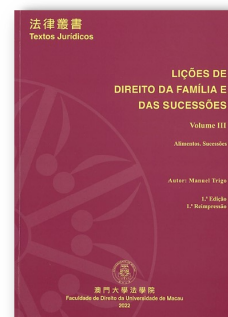
#### 法律學院學報

法律研究中心出版了第 47 期中文版本

#### 法律叢書

親屬法及繼承法教程 第三冊 扶養及繼承 重印（葡文版）

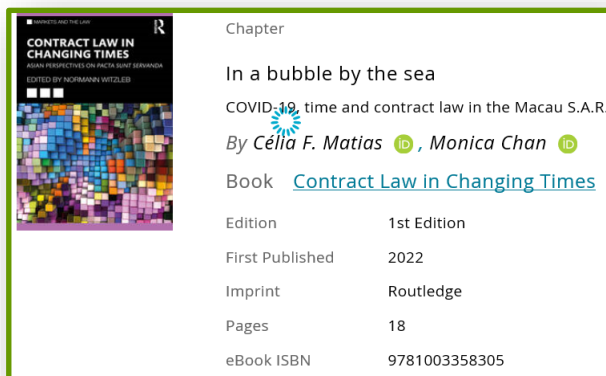
作者： Manuel Trigo



## 研究活動

### Célia Filipa Ferreira Matias 教授

- ◆ Célia Filipa Ferreira Matias 教授與博士生 Monica Chan 共同撰寫了題為“海洋的泡沫：新冠肺炎疫情中澳門特別行政區的時間及合同法”一章，收錄在由 Normann Witzleb 教授（香港中文大學）編輯，Routledge 出版的，名為《變化時代中的合同法：亞洲對條約必須遵守的看法》一書中。本章從澳門法律的視角，討論在新冠肺炎疫情背景下合同所受的影響，特別闡述了條約必須遵守原則和情勢變更機制。



## 研究活動

### 翁文挺先生

- ◆ 黎慧華、翁文挺，“澳門的預設醫療指示：不受法律承認，但.....”，在 D. Cheung & M. Dunn (編輯)：《亞洲的預先指示：比較社會法律分析》，第 262 頁至第 275 頁，劍橋：劍橋大學出版社，2023 年。doi:10.1017/9781009152631.018。

Advance Directives in Macao: Not Legally Recognised, but . . .

VERA LÚCIA RAPOSO & MAN TENG IONG

#### 14.1 Introduction

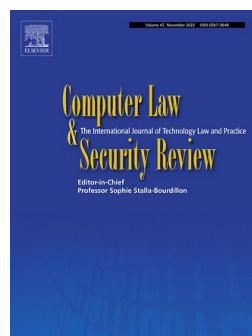
The Macao Special Administrative Region (SAR) is one of two special regions of the People's Republic of China (PRC). According to the PRC principle of "one country, two systems", Macao is vested with its own executive, legislative and judicial powers. Macao law rests on many different legal theories and practices, and is heavily inspired by the Portuguese legal tradition, which differs from that of the PRC. Although the Joint Declaration on the Question of Macao, which was signed into effect on 26 March 1987, provided for the transfer of sovereignty from Portugal to the PRC on 20 December 1999, Macao's law has remained largely unchanged following the handover of power.<sup>1</sup> The profound influence of the previous Portuguese administration means that it appears natural that courts in Macao should adopt solutions from Portuguese doctrine and case law to support their judicial decisions. However, new legal trends from the PRC and nearby countries, and the growing influence of Chinese values imposed by a predominantly Chinese community, are being added to this Portuguese tradition. All of these factors have created in Macao a legal framework that blends the West and the East.<sup>2</sup>

### 劉建宏教授

- ◆ 劉建宏、武廣震 (01/2023) “程序公正與犯罪恐懼感：中國語境下程序正義理論模型的拓展” 《犯罪與違法》(SSCI) (Scopus)，該刊影響因子為 2.307。
- ◆ 劉建宏，“亞洲犯罪學—概念與發展”，刊載於美國犯罪學學會官方出版物《犯罪學家》2023 年第 1-2 月刊。
- ◆ 劉建宏教授文章《學術、學科與市場：國際視野下中國犯罪學的發展進路》，現收錄於中國檢察出版社出版的《中國犯罪治理與社會發展—中國犯罪學學會成立三十周年紀念文集》，該文集收錄中國犯罪學學會成立三十年以來有代表性的著作。

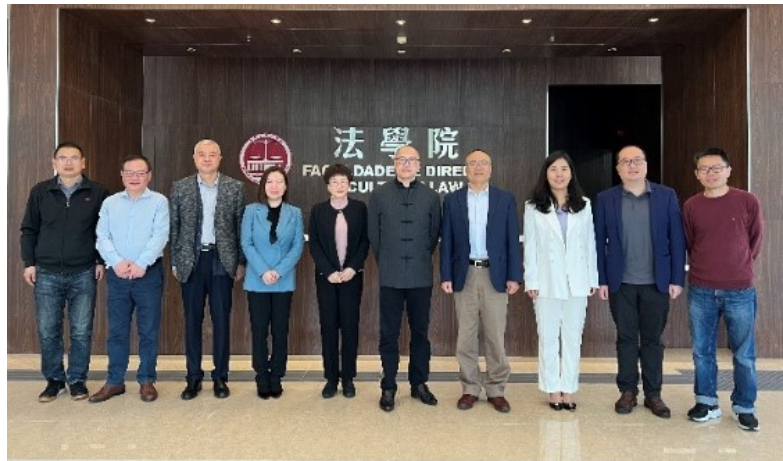
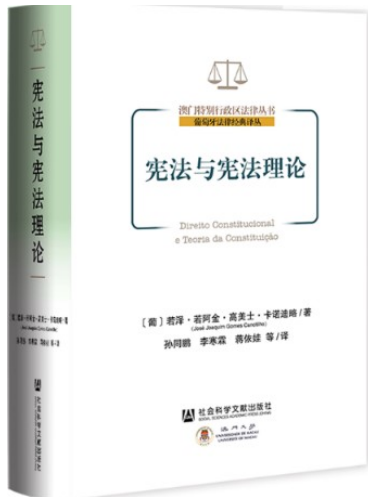
### Rostam J. Neuwirth 教授

- ◆ Rostam J. Neuwirth 教授 (2023) 。《歐盟人工智能法案提案中所禁止的人工智能實踐》，計算機法律與安全評論。 <https://doi.org/10.1016/j.clsr.2023.105798>
- ◆ Rostam J. Neuwirth 教授《歐盟人工智能法案：監管潛意識人工智能系統》一書由 Sara Migliorini 教授在歐洲法律評論 48 (1) :146-148 (2023) 中評議。



## 學術活動

- ◆ 2023年2月11日  
主講人：蔣依娃女士，孫同鵬先生，李寒霖先生，鄭偉女士  
主題：《憲法與憲法理論》討論會  
評議人：唐曉晴教授，翟小波教授  
研究圈：法律哲學、法律史和羅馬法研究



- ◆ 2023年2月24日  
主題：從考試中學習—實時的對話反饋  
主講人：Rick Glofcheski 教授  
評議人：Katrine Wong 教授, Maruga Perumal Ramaswamy 教授  
研究圈：國際貿易法



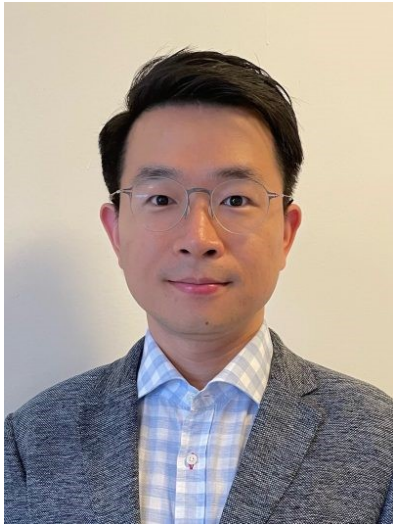


## 學術活動

### 杜立教授

#### 祝賀我院杜立博士獲得澳門大學持續進修中心最佳教學獎

為鼓勵及表揚在持續進修教學方面有傑出表現的教學人員，經過持續進修中心內部評議，我院杜立博士獲選持續進修中心 2020, 2021, 2022 最佳教學獎。



杜博士研究和教學興趣包括生物科技法律與政策，數據隱私和保護等前沿技術的法律規範與監管問題。杜博士在持續進修中心主要講授大數據時代背景下個人隱私及數據保護課程。該課程涵蓋澳門與大陸及歐美國家在個人數據保護方面的立法規定及最新的案例分析。課程以學員日常生活中曾經歷的個人隱私和數據保護難題展開，通過法律規範的解析結合課堂案例討論，讓學員們認識到數字社會背景下個人數據及隱私保護的重要性及面臨的法律監管挑戰。課程廣受學員好評。

杜博士亦表示感謝持續進修中心一直以來的大力支持，可以讓個人隱私保護相關法律知識和重要議題在更廣泛學員群體中傳播與討論。

### 劉建宏教授

- ◆ 2023年2月10日，劉建宏教授應邀在澳門大學人文社科高等研究院開展主題為“亞洲犯罪學—概念及範式”的講座。

### Rostam J. Neuwirth 教授

- ◆ 2023年2月17日，在澳門大學圖書館及澳門大學高等研究院舉辦的“博雅新書發佈會”上作題為“歐盟人工智能法案：監管潛意識人工智能系統”的演講。



主管: 李秋玲 編輯: 田然 官方電郵: [fil.newsletter@um.edu.mo](mailto:fil.newsletter@um.edu.mo)