

Course name (Chinese):

中国合同法

Course name (English):

Chinese Contract Law

Credits/class hours:

2/36

Introduction (Chinese):

本课程讲解中国合同法的历史、原则、框架、签订、效力、修改、转让、履行、终止、违约责任和争议解决。而且将详细讨论买卖合同、租赁合同和委托合同的具体规定。主要教学方法是案例分析和与其他国家合同法的比较研究，也包括联合国国际货物销售合同公约、国际商事合同通则和欧洲合同法原则。同时也将探讨世界合同法的热点问题和最新发展。通过本课程学习，学生们将对中国合同法有个深入理解，并掌握实际应用中国合同法的技能。

Introduction (English):

This course is to explain the Chinese Contract Law's history, principle, frame, formation, validity, modification, transfer, performance, termination, liabilities for breach and settlement of disputes. Moreover, the specific provisions of sale contract, lease contract and entrust contract will be discussed in detail. The main teaching methods is case analysis and comparison with the contract laws of the other countries and CISG, PICC and PECL. Also there are going to be discussions over some hot topics and new developments in world contract laws. The students are supposed to have a good understanding of Chinese contract law and the skills of practical use of it through this course.

Teaching method:

教师主讲与学生参与讨论 lectures and discussion

Examination method:

课程论文和学生宣讲 term paper and student presentation

Reference:

1. 朱羿锳.《中国民法》. 北京: 法律出版社, 2003. (English version). Yikun Zhu, Chinese Civil Law, Law Publisher, 2003.
2. Mo Zhang. Chinese contract law theory and practice. Leiden; Boston: Martinus Nijhoff Publishers, 2006.
3. Contract law in China China law library Author :Bing Ling, Sweet & Maxwell Asia, 2002.
4. Comparative analysis on the Chinese contract Law, Editor: Immanuel Gebhardt, Yuqing Zhang, Rainer Schröder, Publisher: BWV, Berliner Wissenschafts-Verlag, 2003.