

目录

Contents

特稿

中国证券法学三十年

——用数字描述的去、现在和未来? 郭锋 蒋大兴 戚云辉/3

私募股权基金

私募股权投资基金(PE)监管研究 邢会强/47

论欧盟《另类投资基金管理人指令》的私募基金规制制度 董新义/83

中国私募基金法律制度设计之再完善 余琳林 陈胜/97

论私募基金发行备案制中向政府报告的范围分类

——基于新《证券投资基金法》第95条的评析与建议

袁达松 刘 鸽/104

有限合伙制私募股权基金核心条款研究 马 瑞/110

私募股权保护性条款研究 沈 晖/145

我国私募股权基金的刑事风险及预防初探 刘衍明 卢凤英/186

金融服务法实务

北京市检察机关近年办理的金融诈骗犯罪案件实证研究

北京市人民检察院第二分院课题组/195

关于金融消费者权益保护的思考与建议 北京市消费者协会/210

比较金融法

韩国金融法的沿革及现状 [韩]郑灿亨 文 张珍宝 译/219

- 韩国 KIKO 判决介绍与法律问题分析 [韩]金容载/256
- 全球金融危机和金融稳定委员会:硬化国际金融软法?
[美]道格拉斯·沃纳 [英]迈克尔·泰勒 文 管斌 杨阳 译/274
- 以若干民事判决探讨“金融消费者保护法” 黄淳钰/299
- 美国 JOBS 法案重大制度变革及启示 蔡奕/327
- 论金融消费者的受教育权及其保障 姜蕙/335

证券法

- 市场机制与公司治理:理解国美控制权争夺 刘庄/361
- 证券刑事案件中内幕信息认定研究 宋伟/381
- 略论证券场外市场及其在我国的监管路径 仝东林/389

保险法

- 《保险法》自杀条款研究 梁鹏/409

学术综述

- “后金融危机”背景下的金融服务法学
——2012 年度中国金融服务法学研究动态与综述 郑摄天 孙世香/431

国外金融服务法文本中译本

- 韩国证券集团诉讼法 董新义 译/467
- 简明英语手册:如何创作清晰的 SEC 披露文件
于萍 张潇 译 邢会强 校/489
- 金融稳定委员会《信贷领域的消费者保护》 张超 周婷 译/525
- 美国公平债务催收法 曾天琪 译/546
- 二十国集团金融消费者保护高级原则 雷浩 译/558

本刊重要启事 /564

Contents

Special Paper

30 Years of China Securities Science

—Past, Present and Future Represented by Figures

Guo Feng, Jiang Da – xing, Qi Yun – hui/3

Private Equity Funds

On Regulation of Private Equity Funds

Xing Hui – qiang/47

Study on the Regulation of Private Equity Funds in EUAIFMD

Dong Xin – yi/83

Further Improvement of the Design of Chinese Private Equity

Fund Legal System

Yu Lin – lin, Cheng Sheng/97

On scope and classification of reporting to government in PE filing system

—Analysis and recommendations based on Article 95

of the new Securities Investment Fund Law *Yuan Da – song, Liu Ge/104*

Study on Key Clauses in Private Equity Funds

Ma Rui/110

On Protective Clauses in Private Equity Industry

Shen Hui/145

Preliminary Probe on Criminal Risks of Private Equity Funds

and Risk Prevention

Liu Xian – ming, Lu Feng – ying/186

Practices of Financial Laws

Empirical Research of Financial Fraud Criminal Cases by Beijing

Procuratorate authorities

Reaserch Team of Beijing people' s Procuratorate second branch/195

Thought of and Suggestion on Financial Consumer Protection

Beijing Consumer Assotiation/210

Comparative Financial Laws

History and Present of Korea Financial Law

Written by Zheng Can – Heng, Translated by Zhang Zhen – bao/219

Introduction and Legal Analysis of KIKO Judgement in Korea

Jin Rong – zai/256

The Global Financial Crisis and the Financial Stability Board:

Hardening the Soft Law of International Financial

Regulation? Written by Douglas W. Arner & Michael W.

Taylor

Translated by Guan Bin & Yang Yang/274

A Research on the Financial Consumer Protection Act based on

Typical Civil Judgments

Huang Chun – yu/299

Major System Innovation and its' Enlightenment of JOBS Act

Cai Yi/327

On Financial Consumers' Education Rights and Protection

Jiang Wei/335

Security law

Market Mechnism and Corporation Governance: Dispute of

Ownership of Gome

Liu Zhuang/361

On the Identify of Insider Information in Securities Crime Cases *Song Wei/381*

A Brief Review of OTC Securities Market and the Regulation inChina

Tong Dong – lin/389

Insurance Law

Study on Suicide Clause of Insurance Law

Liang Peng/409

Academic Review

Financial Service Law Science on the background of the Post

Financial Crisis Era

—a Review of the Studies on Financial Services Laws in 2012

Zheng She – tian, Sun Shi – xiang/431

Legal Translations of Foreign Financial Service Law

Korea Securities Class Action Act *Translated by Dong Xin – yi/467*

A Plain English Handbook: How to create clear SEC disclosure documents

Translated by Yu Ping & Zhang Xiao,

Examined and Proofread by Xing Hui – qiang/489

FSB Consumer Finance Protection with Particular Focus on Credit

Translated by Zhang Chao & Zhou Ting/525

The Fair Debt Collection Practices Act *Translated by Zeng Tian – qi/546*

G20 High-level Principles on Financial Consumer Protection

Translated by Lei Hao/558

ImportantNotice/564